

for personal injuries, and authorizing the payment by the County out of the General Fund of said County for any judgment to recover.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 59, Granting Sam Tobolowsky and James A. Gripeotis permission to sue the State of Texas and State Highway Commission.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 76, Granting the serving of process upon the Live Stock Sanitary Commission of the State of Texas and the Attorney General of the State of Texas, as made and provided for in civil suits.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, March 29, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 655, "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

#### FORTY-FOURTH DAY

(Continued)

(Tuesday, March 30, 1937)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Calvert.

#### LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Skaggs was granted leave of absence for today, on account of important business, on motion of Mr. Talbert.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Morris and Mr. Lankford:

H. B. No. 1045, A bill to be entitled "An Act declaring it unlawful for any person to sell, take or have in his possession for barter or sale after the passage of this Act, for a period of five (5) years, any wild fox or the pelts thereof in the Counties of Hunt and Rains, State of Texas, and providing a penalty therefor, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Harbin:

H. B. No. 1046, A bill to be entitled "An Act declaring it unlawful to kill, take or trap any fox in Hood County, Texas, except during the months of December and January of each year; repealing all laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

#### BILLS ORDERED NOT PRINTED

On motion of Mr. Keith, House Bill No. 1042 was ordered not printed.

On motion of Mr. Gibson, House Bill No. 1026 was ordered not printed.

#### EXPRESSING APPRECIATION TO MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following communication:

We acknowledge with appreciation your words of sympathy in our recent sorrow.

TATE FAMILY,  
Henderson, Texas.

**EXTENDING SYMPATHY OF THE  
THE HOUSE TO HON.  
TROY E. KERN**

Mr. Smith of Hopkins offered the following resolution:

Whereas, Our fellow Member, Troy Kern, is in the Cooper Hospital in Cooper, Texas, suffering from an operation and will be absent for several days and unable to attend the sessions of the House; and

Whereas, We deeply regret his illness and inability to be present; now, therefore, be it

Resolved by the House of Representatives, That we extend our sincere wish for his speedy recovery; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to send suitable flowers to our colleague together with a copy of this resolution.

SMITH of Hopkins,  
ALSUP,  
TENNYSON,  
METCALFE.

The resolution was read second time, and was adopted unanimously.

**TO GRANT PERMISSION TO SUE  
THE STATE**

Mr. Howard offered the following resolution:

H. C. R. No. 81, To grant Cleo Fletcher permission to sue the State.

Whereas, Cleo Fletcher of Waco, McLennan County, Texas, was, prior to the year 1922, an inmate of the State Reformatory at Gatesville, Texas, and while such inmate and acting under the orders of the agents of the State, he was ordered to get under a gasoline engine while the engine was still running, and in doing so, his leg was caught in the belt and was cut off; and

Whereas, Cleo Fletcher desires to bring suit against the State of Texas and the State Reformatory at Gatesville, Texas, for such an amount as may be sufficient to compensate him for the loss of his leg and for the physical pain suffered; and

Whereas, The said Cleo Fletcher has not been compensated for his loss; and

Whereas, The Legislature desires to grant permission to the said Cleo Fletcher to file and prosecute suit against the State of Texas and the State Reformatory at Gatesville, Texas, to final conclusion upon his

claim for damages, if any, be suffered, in a court of competent jurisdiction and provide for a procedure as to liability and defenses of the State of Texas; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Cleo Fletcher be, and he is hereby granted permission to file and prosecute his suit against the State of Texas and/or the State Reformatory at Gatesville, Texas, in any court of competent jurisdiction of McLennan County, Texas, or other county in Texas, to establish his claim and recover his damages because of the injuries received by him while an inmate of the State Reformatory at Gatesville, Texas, resulting in the loss of his leg, and that such suit shall not become barred until two years from the effective date of this Act, and that service of process may be had upon the Attorney General of the State of Texas, or any of his assistants, with the same force and effect as in civil cases, and that said suit shall be tried and determined in the trial and appellate courts according to the same rules of law and procedure as to liability and defenses of the State of Texas that would be applicable and available if such suit were brought against any private corporation, as provided by the laws of this State; and, be it further

Resolved, That the Attorney General be, and he is hereby, authorized to compromise or otherwise settle any suit filed as a result of this resolution, if in the opinion of the Attorney General, the said Cleo Fletcher is entitled to damages because of the injuries resulting in the loss of his leg, and that the Comptroller be and he is hereby instructed to comply therewith and to pay out such sum as may be determined by judgment, compromise or settlement, and to charge the same to the General Fund of the State of Texas.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

**BILL LAID ON THE TABLE  
SUBJECT TO CALL**

Mr. Hull moved that House Bill No. 49 be laid on the table subject to call.

The motion prevailed by the following vote:

Yeas—106

|        |       |
|--------|-------|
| Adkins | Amos  |
| Alsup  | Baker |

|                   |                  |
|-------------------|------------------|
| Bates             | Lankford         |
| Beckworth         | Lanning          |
| Blankenship       | Leonard          |
| Boethel           | Leyendecker      |
| Bond              | Little           |
| Boyer             | London           |
| Bridgers          | Lucas            |
| Callan            | Mann             |
| Carssow           | Mauritz          |
| Cauthorn          | Mays             |
| Celaya            | McConnell        |
| Cleveland         | McFarland        |
| Davis of Haskell  | McKinney         |
| Davis of Jasper   | Metcalfe         |
| Davison of Fisher | Moffett          |
| Deglandon         | Monkhouse        |
| Dickison          | Morris           |
| Dollins           | Morse            |
| England           | Newton           |
| Farmer            | Oliver           |
| Felty             | Patterson        |
| Fielden           | of Travis        |
| Fuchs             | Pope             |
| Gibson            | Quinn            |
| Hamilton          | Ragsdale         |
| Hankamer          | Reader           |
| Hanna             | Reed of Bowie    |
| Harbin            | Reed of Dallas   |
| Harper            | Russell          |
| Harrell           | Rutta            |
| Harris of Archer  | Schuenemann      |
| Harris of Dallas  | Settle           |
| Harris of Dickens | Sharpe           |
| Heflin            | Shell            |
| Herzik            | Simpson          |
| Holland           | Smith of Hopkins |
| Hoskins           | Smith            |
| Howard            | of Matagorda     |
| Huddleston        | Smith of Tarrant |
| Hull              | Stinson          |
| Jackson           | Talbert          |
| James             | Tarwater         |
| Johnson of Ellis  | Tennant          |
| Johnson           | Tennyson         |
| of Tarrant        | Thornton         |
| Jones of Angelina | Vale             |
| Jones of Atascosa | Waggoner         |
| Jones of Falls    | Walker           |
| Jones of Wise     | Westbrook        |
| Kelt              | Winfree          |
| Kenyon            | Wood             |
| King              | Worley           |
| Knetsch           |                  |

## Nays—16

|          |            |
|----------|------------|
| Bell     | McDonald   |
| Bradbury | Palmer     |
| Bradford | Petsch     |
| Brown    | Prescott   |
| Burton   | Rhodes     |
| Cagle    | Roark      |
| Graves   | Thornberry |
| Hardin   | Weldon     |

## Absent

|             |                    |
|-------------|--------------------|
| Alexander   | Keith              |
| Broadfoot   | Leath              |
| Cathey      | Loggins            |
| Colquitt    | McCracken          |
| Davisson    | McKee              |
| of Eastland | Nicholson          |
| Dean        | Patterson of Mills |
| Derden      | Riddle             |
| Fox         | Ross               |
| Hartzog     | Sewell             |
| Hyder       | Stevenson          |
| Keefe       | Stocks             |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## NOTICE GIVEN

Mr. Hull gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 49, which bill was today laid on the table subject to call.

## HOUSE BILL NO. 1042 ON SECOND READING

On motion of Mr. Keith, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 1042, A bill to be entitled "An Act amending Section 2, House Bill No. 32, Chapter 23, page 151, Acts of the Forty-first Legislature, Fifth Called Session, and declaring an emergency."

Mr. Keith moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1042 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—122

|             |                  |
|-------------|------------------|
| Adkins      | Brown            |
| Alsup       | Burton           |
| Amos        | Cagle            |
| Baker       | Callan           |
| Bates       | Carssow          |
| Beckworth   | Cathey           |
| Bell        | Cauthorn         |
| Blankenship | Celaya           |
| Boethel     | Cleveland        |
| Bond        | Davis of Haskell |
| Boyer       | Davis of Jasper  |
| Bradbury    | Davisson         |
| Bradford    | of Eastland      |
| Bridgers    | Deglandon        |

|                   |                  |
|-------------------|------------------|
| Derden            | Mays             |
| Dickison          | McConnell        |
| Dollins           | McCracken        |
| England           | McDonald         |
| Farner            | McFarland        |
| Felty             | McKinney         |
| Fielden           | Metcalfe         |
| Fuchs             | Moffett          |
| Gibson            | Monkhouse        |
| Graves            | Morris           |
| Hamilton          | Morse            |
| Hankamer          | Newton           |
| Hanna             | Oliver           |
| Hardin            | Patterson        |
| Harper            | of Travis        |
| Harrell           | Petsch           |
| Harris of Archer  | Pope             |
| Harris of Dickens | Prescott         |
| Hartzog           | Quinn            |
| Heflin            | Ragsdale         |
| Herzik            | Reader           |
| Holland           | Reed of Bowie    |
| Howard            | Reed of Dallas   |
| Huddleston        | Rhodes           |
| Hull              | Roark            |
| Hyder             | Russell          |
| Jackson           | Rutta            |
| James             | Schuenemann      |
| Johnson of Ellis  | Settle           |
| Johnson           | Sharpe           |
| of Tarrant        | Shell            |
| Jones of Angelina | Simpson          |
| Jones of Atascosa | Smith of Hopkins |
| Jones of Falls    | Smith            |
| Jones of Wise     | of Matagorda     |
| Keefe             | Stocks           |
| Keith             | Talbert          |
| Kelt              | Tarwater         |
| Kenyon            | Tennant          |
| King              | Tennyson         |
| Knetsch           | Thornberry       |
| Lankford          | Vale             |
| Lanning           | Waggoner         |
| Leonard           | Walker           |
| Leyendecker       | Weldon           |
| Loggins           | Westbrook        |
| London            | Winfree          |
| Lucas             | Wood             |
| Mann              | Worley           |

## Absent

|                   |                    |
|-------------------|--------------------|
| Alexander         | McKee              |
| Broadfoot         | Nicholson          |
| Colquitt          | Palmer             |
| Davison of Fisher | Patterson of Mills |
| Dean              | Riddle             |
| Fox               | Ross               |
| Harbin            | Sewell             |
| Harris of Dallas  | Smith of Tarrant   |
| Hoskins           | Stevenson          |
| Leath             | Stinson            |
| Little            | Thornton           |
| Mauritz           |                    |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

The Speaker then laid House Bill No. 1042 before the House on second reading and passage to engrossment.

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1042 ON THIRD READING

The Speaker then laid House Bill No. 1042 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—120

|                  |                   |
|------------------|-------------------|
| Adkins           | Harris of Dickens |
| Alsup            | Hartzog           |
| Amos             | Heflin            |
| Baker            | Herzik            |
| Bates            | Holland           |
| Beckworth        | Howard            |
| Bell             | Huddleston        |
| Blankenship      | Hull              |
| Boethel          | Hyder             |
| Bond             | Jackson           |
| Boyer            | James             |
| Bradbury         | Johnson of Ellis  |
| Bradford         | Johnson           |
| Bridgers         | of Tarrant        |
| Brown            | Jones of Angelina |
| Burton           | Jones of Atascosa |
| Callan           | Jones of Falls    |
| Carssow          | Jones of Wise     |
| Cathey           | Keefe             |
| Cauthorn         | Keith             |
| Celaya           | Kelt              |
| Cleveland        | Kenyon            |
| Davis of Haskell | King              |
| Davis of Jasper  | Knetsch           |
| Davisson         | Lankford          |
| of Eastland      | Lanning           |
| Deglandon        | Leonard           |
| Derden           | Leyendecker       |
| Dickison         | Loggins           |
| Dollins          | London            |
| England          | Lucas             |
| Farmer           | Mann              |
| Felty            | Mays              |
| Fielden          | McConnell         |
| Fuchs            | McDonald          |
| Gibson           | McKinney          |
| Hamilton         | Metcalfe          |
| Hankamer         | Moffett           |
| Hanna            | Monkhouse         |
| Hardin           | Morris            |
| Harper           | Morse             |
| Harrell          | Newton            |
| Harris of Archer | Oliver            |

|                |                  |
|----------------|------------------|
| Patterson      | Skaggs           |
| of Travis      | Smith of Hopkins |
| Petsch         | Smith            |
| Pope           | of Matagorda     |
| Prescott       | Stocks           |
| Quinn          | Talbert          |
| Ragsdale       | Tarwater         |
| Reader         | Tennant          |
| Reed of Bowie  | Tennyson         |
| Reed of Dallas | Thornberry       |
| Rhodes         | Thornton         |
| Roark          | Vale             |
| Russell        | Waggoner         |
| Rutta          | Walker           |
| Schuenemann    | Weldon           |
| Settle         | Westbrook        |
| Sharpe         | Winfree          |
| Shell          | Wood             |
| Simpson        | Worley           |

## Absent

|                   |                    |
|-------------------|--------------------|
| Alexander         | Mauritz            |
| Broadfoot         | McCracken          |
| Cagle             | McFarland          |
| Colquitt          | McKee              |
| Davison of Fisher | Nicholson          |
| Dean              | Palmer             |
| Fox               | Patterson of Mills |
| Graves            | Riddle             |
| Harbin            | Ross               |
| Harris of Dallas  | Sewell             |
| Hoskins           | Smith of Tarrant   |
| Leath             | Stevenson          |
| Little            | Stinson            |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon |        |

## MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 436, A bill to be entitled "An Act declaring the floods of Bexar County, Texas, to be a public calamity; authorizing an adoption and grant to Bexar County of one-half of the State ad valorem taxes collected in Bexar County for flood control improvement and maintenance purposes, specifying the reports thereon to be made by the Assessor and Collector of Texas; authorizing the issuance of bonds secured by a pledge of the funds donated and granted by the State and prescrib-

ing the manner of issuance thereof; etc., and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 51, Requesting Congress to make an appropriation to adequately reimburse Oklahoma for taxation loss on Indian lands.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## HOUSE BILL NO. 198 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 198, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on the producing, distributing, exporting, importing and sale of natural gas with certain exceptions; requiring reports to be made and records to be kept by those engaged in the business, and providing for the inspection thereof by certain public officials, their employees or representatives; prescribing penalties for failure to comply with the provisions of this Act; providing for the payment of interest and penalties on delinquent taxes due hereunder; providing that the State may compel meters to be placed on natural gas wells and natural gas pipe lines; providing for suits to enforce the collection of delinquent taxes, interests, penalties and costs by certain officials and fixing the venue therefor; providing that one-fourth of the tax collected shall be paid into the State Treasury for account of the Public Free School Fund, one-fourth for account of the Old Age Pension Fund and one-half for account of the General Fund; providing that should any part of this bill be declared unconstitutional the remainder of the bill shall remain in full force and effect; the fact that the State Treasury is in a depleted condition, and the fact that

millions of dollars worth of natural gas is being produced and sold without paying a reasonable tax, therefore, an emergency is declared."

The bill having been read second time on yesterday with committee amendment by Mr. Derden, and amendment by Mr. Sharpe to the committee amendment, and substitute amendment by Mr. Boyer for the amendment by Mr. Sharpe, pending.

Mr. Sharpe moved to table the substitute amendment by Mr. Boyer.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called and the vote announced as follows:

Yeas, 70; Nays, 70.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

#### Yeas—69

|                   |                   |
|-------------------|-------------------|
| Mr. Speaker       | Herzik            |
| Adkins            | Holland           |
| Alsup             | Huddleston        |
| Amos              | Jones of Angelina |
| Baker             | Jones of Wise     |
| Bates             | Keefe             |
| Beckworth         | King              |
| Bell              | Lankford          |
| Bond              | Lucas             |
| Bradbury          | Mays              |
| Bridgers          | McDonald          |
| Broadfoot         | Metcalfe          |
| Brown             | Monkhouse         |
| Burton            | Morris            |
| Cagle             | Newton            |
| Cauthorn          | Oliver            |
| Cleveland         | Palmer            |
| Davis of Haskell  | Patterson         |
| Davis of Jasper   | of Travis         |
| Deglandon         | Prescott          |
| Derden            | Quinn             |
| Dollins           | Ragsdale          |
| England           | Reed of Bowie     |
| Farmer            | Rhodes            |
| Fielden           | Roark             |
| Fox               | Russell           |
| Fuchs             | Rutta             |
| Graves            | Sharpe            |
| Hamilton          | Simpson           |
| Harbin            | Smith of Hopkins  |
| Hardin            | Smith of Tarrant  |
| Harper            | Stocks            |
| Harrell           | Talbert           |
| Harris of Archer  | Thornberry        |
| Harris of Dickens | Weldon            |

#### Nays—68

|                   |                |
|-------------------|----------------|
| Alexander         | Leyendecker    |
| Blankenship       | Little         |
| Boethel           | Loggins        |
| Boyer             | London         |
| Bradford          | Mann           |
| Callan            | Mauritz        |
| Carssow           | McConnell      |
| Cathey            | McCracken      |
| Colquitt          | McFarland      |
| Davisson          | McKee          |
| of Eastland       | McKinney       |
| Dean              | Moffett        |
| Dickison          | Morse          |
| Felty             | Nicholson      |
| Gibson            | Petsch         |
| Hankamer          | Pope           |
| Hanna             | Reader         |
| Harris of Dallas  | Reed of Dallas |
| Hartzog           | Riddle         |
| Heflin            | Schuenemann    |
| Hoskins           | Settle         |
| Howard            | Shell          |
| Hull              | Smith          |
| Hyder             | of Matagorda   |
| Jackson           | Stevenson      |
| Johnson of Ellis  | Stinson        |
| Johnson           | Tarwater       |
| of Tarrant        | Tennant        |
| Jones of Atascosa | Tennyson       |
| Jones of Falls    | Thornton       |
| Keith             | Vale           |
| Kelt              | Waggoner       |
| Kenyon            | Walker         |
| Knetsch           | Wood           |
| Lanning           | Worley         |
| Leonard           |                |

#### Absent

|                    |           |
|--------------------|-----------|
| Celaya             | Ross      |
| Davison of Fisher  | Sewell    |
| James              | Westbrook |
| Leath              | Winfrey   |
| Patterson of Mills |           |

#### Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

The Speaker announced that the motion to table prevailed.

Mr. Boyer offered the following substitute for the amendment by Mr. Sharpe:

Amend committee amendment to House Bill No. 198, by striking out the words and figures "one-fourth of one cent (1c) per thousand cubic feet of gas produced and saved within this State, or sold, if imported into this State," wherever said words and figures appear, and insert in lieu thereof the following: "A tax equiva-

lent to three and three-fourths per cent (3¾%) of the market value of the total amount of gas produced and saved within this State, or sold, if imported into this State, at the actual market value thereof, as and when produced."

BOYER,  
WORLEY,  
LITTLE.

Mr. Derden moved to table the substitute amendment by Mr. Boyer.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 69; Nays, 77.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

#### Yeas—66

|                   |                    |
|-------------------|--------------------|
| Adkins            | Holland            |
| Alsup             | Huddleston         |
| Amos              | Johnson of Ellis   |
| Baker             | Jones of Wise      |
| Bates             | Keefe              |
| Beckworth         | Lankford           |
| Bell              | Lucas              |
| Bradbury          | Mays               |
| Bridgers          | Metcalf            |
| Broadfoot         | Morris             |
| Brown             | Newton             |
| Burton            | Oliver             |
| Cagle             | Palmer             |
| Cathey            | Patterson of Mills |
| Cauthorn          | Patterson          |
| Cleveland         | of Travis          |
| Davis of Jasper   | Prescott           |
| Deglandon         | Quinn              |
| Derden            | Ragsdale           |
| Dickison          | Reed of Bowie      |
| Dollins           | Rhodes             |
| England           | Roark              |
| Farmer            | Ross               |
| Fielden           | Russell            |
| Fox               | Rutta              |
| Fuchs             | Sewell             |
| Graves            | Sharpe             |
| Hamilton          | Simpson            |
| Hardin            | Smith of Hopkins   |
| Harper            | Smith of Tarrant   |
| Harrell           | Talbert            |
| Harris of Archer  | Thornberry         |
| Harris of Dickens | Weldon             |
| Herzik            |                    |

#### Nays—76

|             |         |
|-------------|---------|
| Alexander   | Boethel |
| Blankenship | Bond    |

|                   |                |
|-------------------|----------------|
| Boyer             | London         |
| Bradford          | Mann           |
| Callan            | Mauritz        |
| Carsow            | McConnell      |
| Celaya            | McCracken      |
| Colquitt          | McDonald       |
| Davison of Fisher | McFarland      |
| Davisson          | McKee          |
| of Eastland       | McKinney       |
| Dean              | Moffett        |
| Felty             | Monkhouse      |
| Gibson            | Morse          |
| Hankamer          | Nicholson      |
| Hanna             | Petsch         |
| Harris of Dallas  | Pope           |
| Hartzog           | Reader         |
| Heflin            | Reed of Dallas |
| Hoskins           | Riddle         |
| Howard            | Schuenemann    |
| Hull              | Settle         |
| Hyder             | Shell          |
| Jackson           | Smith          |
| James             | of Matagorda   |
| Johnson           | Stevenson      |
| of Tarrant        | Stinson        |
| Jones of Angelina | Stocks         |
| Jones of Atascosa | Tarwater       |
| Jones of Falls    | Tennant        |
| Keith             | Tennyson       |
| Kelt              | Thornton       |
| Kenyon            | Vale           |
| King              | Waggoner       |
| Knetsch           | Walker         |
| Lanning           | Westbrook      |
| Leonard           | Winfree        |
| Leyendecker       | Wood           |
| Little            | Worley         |
| Loggins           |                |

#### Absent

|                  |       |
|------------------|-------|
| Davis of Haskell | Leath |
| Harbin           |       |

#### Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

The Speaker announced that the motion to table was lost.

Question then recurring on the substitute amendment by Mr. Boyer, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

#### Yeas—80

|             |                   |
|-------------|-------------------|
| Alexander   | Carsow            |
| Blankenship | Celaya            |
| Boethel     | Colquitt          |
| Bond        | Davison of Fisher |
| Boyer       | Davisson          |
| Bradford    | of Eastland       |
| Callan      | Dean              |

|                   |                |
|-------------------|----------------|
| Dickison          | McDonald       |
| Felty             | McFarland      |
| Gibson            | McKee          |
| Hankamer          | McKinney       |
| Hanna             | Moffett        |
| Harris of Dallas  | Monkhouse      |
| Hartzog           | Morse          |
| Heflin            | Nicholson      |
| Hoskins           | Petsch         |
| Howard            | Pope           |
| Hull              | Reader         |
| Hyder             | Reed of Dallas |
| Jackson           | Riddle         |
| James             | Schuenemann    |
| Johnson           | Settle         |
| of Tarrant        | Sewell         |
| Jones of Angelina | Shell          |
| Jones of Atascosa | Smith          |
| Jones of Falls    | of Matagorda   |
| Jones of Wise     | Stevenson      |
| Keefe             | Stinson        |
| Keith             | Stocks         |
| Kenyon            | Tarwater       |
| King              | Tennant        |
| Knetsch           | Tennyson       |
| Lanning           | Thornberry     |
| Leonard           | Thornton       |
| Leyendecker       | Vale           |
| Little            | Waggoner       |
| Loggins           | Walker         |
| London            | Westbrook      |
| Mann              | Winfree        |
| Mauritz           | Wood           |
| McConnell         | Worley         |
| McCracken         |                |

## Nays—61

|                 |                    |
|-----------------|--------------------|
| Adkins          | Hardin             |
| Alsup           | Harper             |
| Amos            | Harrell            |
| Baker           | Harris of Archer   |
| Bates           | Harris of Dickens  |
| Beckworth       | Holland            |
| Bell            | Huddleston         |
| Bradbury        | Johnson of Ellis   |
| Bridgers        | Kelt               |
| Broadfoot       | Lankford           |
| Brown           | Lucas              |
| Burton          | Mays               |
| Cagle           | Metcalf            |
| Cathey          | Morris             |
| Cauthorn        | Newton             |
| Cleveland       | Olivcr             |
| Davis of Jasper | Palmer             |
| Deglandon       | Patterson of Mills |
| Derden          | Patterson          |
| Dollins         | of Travis          |
| England         | Prescott           |
| Farmer          | Quinn              |
| Fielden         | Ragsdale           |
| Fox             | Reed of Bowie      |
| Fuchs           | Rhodes             |
| Graves          | Roark              |
| Hamilton        | Ross               |

|         |                  |
|---------|------------------|
| Russell | Smith of Hopkins |
| Rutta   | Smith of Tarrant |
| Sharpe  | Talbert          |
| Simpson | Weldon           |

Absent

|                  |        |
|------------------|--------|
| Davis of Haskell | Herzik |
| Harbin           | Leath  |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

Mr. Keefe moved to reconsider the vote by which the substitute amendment was adopted.

On motion of Mr. Little, the motion to reconsider was tabled.

Question—Shall the amendment, as substituted, be adopted?

## REASON FOR VOTE

I voted against the several foregoing substitutes in connection with the Quinn bill because I favor a higher tax on natural gas than is provided for in said substitutes.

BRIDGERS.

## EXTENDING PRIVILEGES OF THE FLOOR

Mr. Knetsch offered the following resolution:

Whereas, Honorable J. R. Fuchs and party of Comal County are in the gallery of the House of Representatives and desire to extend an invitation to the House of Representatives of Texas; now, therefore, be it

Resolved by the House of Representatives of Texas, that Honorable J. R. Fuchs and delegation accompanying him, be invited to address the House of Representatives and that he and his party be extended the privileges of the floor.

The resolution was read second time, and was adopted.

## SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 436, to the Committee on State Affairs.



## RECESS

Mr. Quinn moved that the House recess until 2:00 o'clock p. m., today.

Mr. Smith of Tarrant moved that the House recess until 7:30 o'clock p. m., today.

Mr. Jones of Wise moved that the House recess until 2:30 o'clock p. m., today.

Question first recurring on the motion by Mr. Quinn, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—55

|                   |                    |
|-------------------|--------------------|
| Adkins            | Kenyon             |
| Alsup             | King               |
| Baker             | Knetsch            |
| Beckworth         | Leonard            |
| Boethel           | London             |
| Bradbury          | Lucas              |
| Bridgers          | Mauritz            |
| Broadfoot         | McConnell          |
| Brown             | Moffett            |
| Carssow           | Morris             |
| Cathey            | Oliver             |
| Cleveland         | Patterson of Mills |
| Davison of Fisher | Patterson          |
| Deglandon         | of Travis          |
| England           | Petsch             |
| Fuchs             | Prescott           |
| Graves            | Quinn              |
| Hamilton          | Ragsdale           |
| Harrell           | Rhodes             |
| Harris of Archer  | Russell            |
| Harris of Dickens | Sharpe             |
| Holland           | Smith              |
| Hoskins           | of Matagorda       |
| Hyder             | Tennyson           |
| Johnson of Ellis  | Thornberry         |
| Jones of Wise     | Waggoner           |
| Keefe             | Weldon             |
| Keith             | Wood               |
| Kelt              |                    |

Nays—81

|                 |            |
|-----------------|------------|
| Alexander       | Dean       |
| Amos            | Derden     |
| Bell            | Dollins    |
| Blankenship     | Farmer     |
| Bond            | Felty      |
| Boyer           | Fielden    |
| Bradford        | Gibson     |
| Burton          | Hankamer   |
| Cagle           | Hanna      |
| Callan          | Hardin     |
| Cauthorn        | Harper     |
| Celaya          | Hartzog    |
| Colouitt        | Heflin     |
| Davis of Jasper | Howard     |
| Davison         | Huddleston |
| of Eastland     | Hull       |

|                   |                  |
|-------------------|------------------|
| Jackson           | Reed of Bowie    |
| James             | Reed of Dallas   |
| Johnson           | Riddle           |
| of Tarrant        | Roark            |
| Jones of Angelina | Ross             |
| Jones of Atascosa | Rutta            |
| Jones of Falls    | Schuenemann      |
| Lankford          | Settle           |
| Lanning           | Sewell           |
| Leyendecker       | Shell            |
| Little            | Simpson          |
| Loggins           | Smith of Hopkins |
| Mann              | Smith of Tarrant |
| Mays              | Stevenson        |
| McCracken         | Stinson          |
| McDonald          | Stocks           |
| McKee             | Talbert          |
| McKinney          | Tarwater         |
| Metcalfe          | Tennant          |
| Monkhouse         | Thornton         |
| Morse             | Vale             |
| Newton            | Walker           |
| Nicholson         | Westbrook        |
| Palmer            | Winfree          |
| Pope              | Worley           |
| Reader            |                  |

## Absent

|                  |                  |
|------------------|------------------|
| Bates            | Harris of Dallas |
| Davis of Haskell | Herzik           |
| Dickison         | Leath            |
| Fox              | McFarland        |
| Harbin           |                  |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

Question then recurring on the motion by Mr. Jones of Wise, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—67

|                   |                   |
|-------------------|-------------------|
| Adkins            | Fuchs             |
| Alsup             | Graves            |
| Baker             | Hamilton          |
| Beckworth         | Harrell           |
| Bell              | Harris of Archer  |
| Boethel           | Harris of Dickens |
| Bradbury          | Holland           |
| Bridgers          | Hoskins           |
| Broadfoot         | Hyder             |
| Brown             | Johnson of Ellis  |
| Burton            | Jones of Angelina |
| Carssow           | Jones of Wise     |
| Cathey            | Keefe             |
| Cleveland         | Keith             |
| Davison of Fisher | Kelt              |
| Deglandon         | Kenyon            |
| Derden            | King              |
| England           | Knetsch           |
| Fox               | Lankford          |

|                    |               |
|--------------------|---------------|
| Loggins            | Quinn         |
| London             | Ragsdale      |
| Lucas              | Reed of Bowie |
| Mauritz            | Rhodes        |
| Mays               | Roark         |
| McConnell          | Ross          |
| McKee              | Russell       |
| Moffett            | Sharpe        |
| Morris             | Simpson       |
| Oliver             | Talbert       |
| Patterson of Mills | Tennyson      |
| Patterson          | Thornberry    |
| of Travis          | Waggoner      |
| Petsch             | Weldon        |
| Prescott           | Wood          |

## Nays—72

|                   |                  |
|-------------------|------------------|
| Alexander         | Leyendecker      |
| Amos              | Little           |
| Blankenship       | Mann             |
| Bond              | McCracken        |
| Boyer             | McDonald         |
| Bradford          | McFarland        |
| Cagle             | McKinney         |
| Callan            | Metcalf          |
| Cauthorn          | Monkhouse        |
| Celaya            | Morse            |
| Colquitt          | Newton           |
| Davis of Jasper   | Nicholson        |
| Davisson          | Palmer           |
| of Eastland       | Pope             |
| Dean              | Reader           |
| Dickison          | Reed of Dallas   |
| Dollins           | Riddle           |
| Farmer            | Rutta            |
| Felty             | Schuenemann      |
| Fielden           | Settle           |
| Gibson            | Sewell           |
| Hankamer          | Shell            |
| Hanna             | Smith of Hopkins |
| Hardin            | Smith            |
| Harper            | of Matagorda     |
| Hartzog           | Smith of Tarrant |
| Heflin            | Stevenson        |
| Howard            | Stinson          |
| Huddleston        | Stocks           |
| Hull              | Tarwater         |
| Jackson           | Tennant          |
| James             | Thornton         |
| Johnson           | Vale             |
| of Tarrant        | Walker           |
| Jones of Atascosa | Westbrook        |
| Jones of Falls    | Winfree          |
| Lanning           | Worley           |
| Leonard           |                  |

## Absent

|                  |                  |
|------------------|------------------|
| Bates            | Harris of Dallas |
| Davis of Haskell | Herzik           |
| Harbin           | Leath            |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

Question then recurring on the motion by Mr. Smith of Tarrant, it prevailed, and the House, accordingly, at 12:25 o'clock p. m., took recess until 7:30 o'clock p. m., today.

## NIGHT SESSION

The House met at 7:30 o'clock p. m., and was called to order by the Speaker.

## HOUSE BILL NO. 23 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 23, A bill to be entitled "An Act to amend Senate Bill No. 29, Chapter 13, Section 8, Fourth Called Session, Forty-first Legislature, and declaring an emergency."

The bill was read second time.

Mr. Morse offered the following committee amendment to the bill:

Amend House Bill No. 23, by striking out all of Section 2, and inserting in lieu thereof the following:

"Section 2. All such leases heretofore entered into by the Board, which may be terminated at the expiration of three (3) years if oil and/or gas shall not have been produced and which leases are otherwise in good standing, are hereby reaffirmed and said leases shall continue in effect for a period of five (5) years from and after the date of their execution."

The amendment was adopted.

Mr. Morse offered the following committee amendment to the bill:

Amend House Bill No. 23, by striking out all above the enacting clause and inserting in lieu thereof the following:

"An Act to amend Senate Bill No. 29, Chapter 13, Section 8, Fourth Called Session, Forty-first Legislature, reaffirming certain leases heretofore entered into by the Board created by said Act, and declaring an emergency."

The amendment was adopted.

House Bill No. 23 was then passed to engrossment.

## HOUSE BILL NO. 37 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 37, A bill to be entitled "An Act amending Article 2484, Revised Civil Statutes of 1925; as amended by Act of 1929, Forty-first Legislature, Second Called Session, Chapter 85, page 168, Section 1, requiring certain reports to be made to the Banking Commissioner, and prescribing the time for filing such reports; the fees therefor; prescribing penalty for failure to file; exempting such associations from all franchise or other license tax, and declaring an emergency."

The bill was read second time.

On motion of Mr. Stinson, the bill was laid on the table subject to call.

## HOUSE BILL NO. 55 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 55, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes, so as to provide for the payment of salaries of the County Board of Trustees out of the State and County Available School Fund, and declaring an emergency."

The bill was read second time.

Mr. Tarwater offered the following amendment to the bill:

Amend House Bill No. 55, Section 1, by striking out the following:

All of the words in line 21, commencing with and following the word "each", and all of line 22 and insert in lieu the following:

"Each trustee shall be paid \$5.00 per day, but not to exceed \$75.00 in any one year."

TARWATER,  
ALEXANDER.

The amendment was adopted.

Mr. Alsop offered the following amendment to the bill:

Amend House Bill No. 55, by striking out the words "and County" in line 24, Section 1.

The amendment was adopted.

Mr. Alsop offered the following amendment to the bill:

Amend House Bill No. 55, by striking out the word "county" in line 26,

Section 1 and inserting in lieu of the word "account".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 55 was then passed to engrossment.

## HOUSE BILL NO. 146 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 146, A bill to be entitled "An Act amending Article 5142 of the Revised Civil Statutes of 1925, as amended by the Acts of 1927, Fortieth Legislature, Chapter 228; providing for juvenile officers; providing for their selection, compensation, expenses, and prescribing their duties; providing for their assistants; providing all things necessary and incident to the main purpose of this Act, and declaring an emergency."

The bill was read second time.

Mr. England offered the following committee amendment to the bill:

Amend House Bill No. 146, by striking out the words "Commissioner's Court" on line 8, page 2 of said bill, and inserting in lieu thereof the following:

"County Judge with the approval of the Commissioner's Court."

The amendment was adopted.

Mr. Thornton offered the following amendment to the bill:

Amend House Bill No. 146, by adding a comma after the words "thirty-five thousand" on lines 5 and 6, page 2, and adding the words "and not more than one hundred thousand".

The amendment was adopted.

House Bill No. 146 was then passed to engrossment.

## HOUSE BILL NO. 97 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 97, A bill to be entitled "An Act amending Article 3810 of the Revised Civil Statutes of the State of Texas, 1925, providing for notices of

sale of real estate under deeds of trust, manner of giving notice, contents of same, affidavit of mailing notice, place of sale; providing for setting aside sale, repealing all laws in conflict, and declaring an emergency."

The bill was read second time.

Mr. Petsch offered the following committee amendments to the bill:

Amend House Bill No. 97, by striking out everything below the enacting clause and inserting in lieu thereof the following:

Section 1. That Article 3810 be amended so as to hereafter read as follows:

"Article 3810. All sales of real estate made under powers conferred by any deed of trust or other contract lien shall be made in the county in which such real estate is situated. Where such real estate is situated in more than one county then notices as herein provided shall be given in both or all of such counties, and the real estate may be sold in either county, and such notice shall designate the county where the real estate will be sold. Notice of such proposed sale shall be given by posting written notice thereof for three consecutive weeks prior to the day of sale in three public places in said county or counties, one of which shall be made at the courthouse door of the county in which such sale is to be made, and if such real estate be in more than one county, one at the courthouse door of each county in which said real estate may be situated, or the owner of such real estate may, upon written application, cause the same to be sold as provided in said deed of trust or contract lien. Such sale shall be made at public vendue between the hours of 10 o'clock A. M. and 4 o'clock P. M. of the first Tuesday in any month. When any such real estate is situated in an unorganized county, such sale shall be made in the county to which such unorganized county is attached for judicial purposes.

In addition to the notice required by the previous paragraph, the person executing the order of sale, shall give further notice of such sale by sending to the record owner or owners of such real estate, or any part thereof, and to all persons, firms or corporations holding a lien junior to or inferior to the lien under which the sale is to be made, a true, correct and

complete copy of such posted notice of sale by first class mail at his, to his, or their last known postoffice address, registered and postpaid, with return receipt requested from the postoffice department; and such notice shall be mailed at least twenty-one (21) days prior to the date of sale. The person executing the sale under the deed of trust or mortgage shall make affidavit setting forth that the aforesaid notices were mailed, giving the date of the mailing, the postoffice addresses of the parties to whom the notices were mailed, and further setting forth that the addresses of such persons are in truth and in fact the last bona fide addresses of the several persons known to the affiant, and such affidavit shall also set forth the date of sale and the description of the property covered by such notice; and said affidavit shall be recorded in the county or counties in which such real estate is situated.

The failure to notify the record owners of the property or the junior liens as hereinbefore provided shall give such owners the right to file suit within two years from the date of the sale, and not thereafter, to set aside such sale."

"Section 2. The fact that at the present time no notice of sale under deeds of trust is required to be given to the record owner of property or the junior lien holders other than notice by posting and by reason thereof property is sold without the owner ever knowing of such sale creates an emergency and imperative public necessity requiring that the Constitutional Rule which requires bills to be on three several days read in each House be, and the same is hereby suspended and this Act shall take effect from and after its passage and it is so enacted."

KNETSCH.

Amend House Bill No. 97, by striking out everything above the enacting clause and inserting in lieu thereof the following:

A bill to be entitled "An Act to amend Article 3810, Revised Civil Statutes as enacted by the Legislature in the Revision of 1925."

KNETSCH.

Amend House Bill No. 97, page 2, line 9, by inserting after the word "lien" and before the word "junior" the following: "evidenced by an instrument of record in the county in which the real estate is situated."

The amendments were severally adopted.

Mr. Petsch offered the following amendment to the bill:

Amend House Bill No. 97, page 2, line 25, by adding at the end of the paragraph a sentence to read as follows:

"A certified copy of such affidavit shall be admissible in evidence in any suit to set aside such sale or any other legal proceeding affecting the legal title to the real estate, and it shall be prima facie evidence of the facts recited in the affidavit."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 97 was then passed to engrossment.

#### SENATE BILL NO. 304 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 304, A bill to be entitled "An Act to provide for the care, safe keeping, and custody of securities in which the sinking funds for the redemption and payment of outstanding bonds of any county of more than 190,000 population, or a navigation district in counties of more than 190,000 population, may have been invested by the legally authorized governing body thereof; providing for the audit thereof, and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### HOUSE BILL NO. 377 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 377, A bill to be entitled "An Act amending Section 6 of Article III of House Bill No. 8, Acts, Forty-fourth Legislature, Third Called Session, exempting from taxation any admission, all proceeds of which inure exclusively to the benefit of State, religious, educational or charitable institutions, organizations, or societies, and declaring an emergency."

The bill was read second time.

Mr. Bell offered the following committee amendment to the bill:

Amend Section 6, House Bill No. 377, by inserting after the word "admission" in line 15 of said section and preceding the word "all" the following: "collected for dances, moving pictures, operas, and musical entertainments".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 377 was then passed to engrossment.

#### HOUSE BILL NO. 404 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 404, A bill to be entitled "An Act granting to C. A. Gindratt and wife, their heirs and assigns, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Leon County, Texas, for damages alleged to have been sustained to certain real property of the said C. A. Gindratt and wife, by reason of the construction of State Highway Number 75; providing that such suit may be filed within two (2) years after the effective date of this Act; providing for the method of serving process and for procedure governing the trial and determination of such suit; making an appropriation, and declaring an emergency."

The bill was read second time.

Mr. Palmer offered the following amendment to the bill:

Amend Section 4 of House Bill No. 404, by striking out the words: "out of any moneys in the Treasury not otherwise appropriated" and inserting in lieu thereof the words: "out of the State Highway Fund."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 404 was then passed to engrossment.

**HOUSE BILL NO. 483 ON SECOND  
READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 483, A bill to be entitled "An Act to amend Section 7, of Chapter 62, pages 131-133, of the General and Special Laws of the State of Texas passed by the Forty-third Legislature at its Second Called Session, 1934, of the State of Texas; to further define a nuisance and provide for the punishment of certain persons and peace officers and organizations who knowingly permit and accept receipts from any contest enumerated and referred to in said Chapter 62, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

**HOUSE BILL NO. 499 ON SECOND  
READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 499, A bill to be entitled "An Act amending Article I, Chapter 467, Section 24 of the Acts of the Forty-fourth Legislature, 1935, Second Called Session, so as to extend the provisions thereof to authorize cities to prohibit by their charters, the sale of liquors and beer in their residence sections, or any other part thereof and that same shall be valid and remain in force and effect until such time as the charter provisions may be repealed or amended; and by adding thereto a section to be known as Section 24b; providing a penalty against all persons who shall sell liquors or beer in districts in cities in which the same has been prohibited; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

**HOUSE BILL NO. 526 ON SECOND  
READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 526, A bill to be entitled "An Act amending Section 1 of House Bill 247, Chapter 44. Acts of the Regular Session of the Forty-third

Legislature as amended by Chapter 240, Acts of the Regular Session of the Forty-fourth Legislature; providing that offenses committed or prosecutions begun under pre-existing laws may be conducted under the law as it existed at the time the offense was committed; providing that if any part of this Act shall be held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions thereof, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

**HOUSE JOINT RESOLUTION NO.  
20 ON SECOND READING**

The Speaker laid before the House, on its second reading,

H. J. R. No. 20, Proposing an amendment to Article XVI, Section 1 of the Constitution of the State of Texas; changing the form of the oath of office for Members of the Legislature and all offices of the State of Texas; providing for an election upon such Constitutional Amendment and making an appropriation therefor.

The resolution was read second time.

Mr. Holland offered the following committee amendments to the resolution:

Amend House Joint Resolution No. 20, Section 1, by striking therefrom the words "official oath for" and by beginning the word "Members" with a capital letter.

Amend House Joint Resolution No. 20, Section 1, following the word "execute", by adding the following: "the duties of".

The amendments were severally adopted.

Mr. Alexander offered the following amendment to the resolution:

Amend House Joint Resolution No. 20, by inserting in blank space for date of election the following: "the first Tuesday after the first Monday in November, 1938."

The amendment was adopted.

House Joint Resolution No. 20 was then passed by the following vote:

Yeas—123

|           |       |
|-----------|-------|
| Adkins    | Amos  |
| Alexander | Baker |
| Alsup     | Bates |

|                   |                    |
|-------------------|--------------------|
| Beckworth         | Lankford           |
| Bell              | Lanning            |
| Blankenship       | Leonard            |
| Boethel           | Leyendecker        |
| Bond              | Little             |
| Boyer             | Loggins            |
| Bradbury          | London             |
| Bradford          | Lucas              |
| Bridgers          | Mauritz            |
| Broadfoot         | Mays               |
| Brown             | McCracken          |
| Burton            | McDonald           |
| Callan            | McFarland          |
| Carssow           | McKee              |
| Cathey            | McKinney           |
| Cauthorn          | Metcalf            |
| Celaya            | Moffett            |
| Cleveland         | Morris             |
| Colquitt          | Morse              |
| Davis of Jasper   | Newton             |
| Davison of Fisher | Nicholson          |
| Davisson          | Oliver             |
| of Eastland       | Palmer             |
| Deglandon         | Patterson of Mills |
| Derden            | Patterson          |
| Dickison          | of Travis          |
| England           | Petsch             |
| Farmer            | Pope               |
| Fielden           | Prescott           |
| Fox               | Quinn              |
| Fuchs             | Reader             |
| Gibson            | Reed of Bowie      |
| Graves            | Reed of Dallas     |
| Hamilton          | Rhodes             |
| Hankamer          | Riddle             |
| Hanna             | Roark              |
| Harbin            | Ross               |
| Hardin            | Russell            |
| Harper            | Schuenemann        |
| Harrell           | Settle             |
| Harris of Archer  | Sharpe             |
| Harris of Dallas  | Shell              |
| Harris of Dickens | Simpson            |
| Heflin            | Smith of Hopkins   |
| Herzik            | Smith              |
| Holland           | of Matagorda       |
| Huddleston        | Smith of Tarrant   |
| Hull              | Stevenson          |
| Hyder             | Stinson            |
| Jackson           | Stocks             |
| James             | Talbert            |
| Johnson of Ellis  | Tennant            |
| Johnson           | Tennyson           |
| of Tarrant        | Thornberry         |
| Jones of Angelina | Thornton           |
| Jones of Falls    | Waggoner           |
| Keefe             | Walker             |
| Keith             | Weldon             |
| Kelt              | Westbrook          |
| Kenyon            | Worley             |
| Knetsch           |                    |
| Nays—3            |                    |
| Jones of Wise     | Wood               |
| Rutta             |                    |

## Present—Not Voting

|           |          |
|-----------|----------|
| King      | Tarwater |
| McConnell |          |

## Absent

|                  |                   |
|------------------|-------------------|
| Cagle            | Jones of Atascosa |
| Davis of Haskell | Leath             |
| Dean             | Mann              |
| Dollins          | Monkhouse         |
| Felty            | Ragsdale          |
| Hartzog          | Sewell            |
| Hoskins          | Vale              |
| Howard           | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 527 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 527, A bill to be entitled "An Act amending Article 1104 of the Penal Code as amended by the Regular Session of the Forty-fourth Legislature, Chapter 154, General and Special Laws of 1935, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 757 WITH SENATE AMENDMENTS

Mr. Brown called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 757, A bill to be entitled "An Act to provide for an open season to hunt, take or kill wild mourning doves in Cherokee County, Texas, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Brown, the House concurred in the Senate amendments.

## HOUSE BILL NO. 549 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 549, A bill to be entitled "An Act amending Article 2525, R. C. S. of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2526, R. C. S. of Texas, 1925, Article 2527,

R. C. S. of Texas, 1925, Article 2528, R. C. S. of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2529, R. C. S. of Texas, 1925, Article 2530, R. C. S. of Texas, 1925, Article 2531, R. C. S. of Texas, 1925, Article 2532, R. C. S. of Texas, 1925, Article 2533, R. C. S. of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2534, R. C. S. of Texas, 1925, Article 2535, R. C. S. of Texas, 1925, Article 2537, R. C. S. of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature; repealing all laws and parts of laws in conflict and expressly repealing Article 2539, R. C. S. of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, and declaring an emergency."

The bill was read second time.

Mr. Walker offered the following committee amendment to the bill:

Amend House Bill No. 549, by striking out everything below the enacting clause and inserting in lieu thereof the following:

"Section 1. That Article 2525, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2526, Revised Civil Statutes of Texas, 1925, Article 2527, Revised Civil Statutes of Texas, 1925, Article 2528, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2529, Revised Civil Statutes of Texas, 1925, Article 2530, Revised Civil Statutes of Texas, 1925, Article 2531, Revised Civil Statutes of Texas, 1925, Article 2532, Revised Civil Statutes of Texas, 1925, Article 2533, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, Article 2534, Revised Civil Statutes of Texas, 1925, Article 2535, Revised Civil Statutes of Texas, 1925, Article 2537, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature, be and each are hereby amended so as hereafter to read respectively as follows:

"Article 2525. Depository Board. The State Treasurer, as Secretary, together with the Attorney General and Banking Commissioner, shall constitute the State Depository Board. Said Board shall have the right and the

power to make and enforce such rules and regulations governing the establishment and conduct of State Depositories and the handling of funds therein as the public interest may require, not inconsistent with the provisions of the laws governing such Depositories, which rules and regulations shall be in writing and entered upon the minutes of the Board. Said Board shall have the power to determine and designate the amount of State funds deposited by them in State Depositories that shall be 'demand deposits' and what amount shall be 'time deposits', and may contract with said Depositories in regard to the payment of interest on 'time deposits' not to exceed such rate as may be lawful under any Act of Congress and such rules and regulations as may be promulgated by the Board of Governors of the Federal Reserve System and the Board of Directors of the Federal Deposit Insurance Corporation. The term 'demand deposits', as used herein, shall mean any deposit which is payable on demand, and the term 'time deposits', as used herein, shall mean any deposit with reference to which there is in force a contract that neither the whole nor any part of such deposit may be withdrawn by check or otherwise prior to the expiration of the period of notice which must be given in writing in advance of withdrawals. Whenever the word 'Treasurer' is used in the Statutes it shall mean the State Treasurer, and the word 'Board' shall mean the State Depository Board.

"Article 2526. Notice to Banks. The Treasurer on the second Tuesday in September annually, shall mail to each State and National Bank doing business in this State, a circular letter. Said letter shall state the conditions to be complied with by the applicants for designation as a State Depository. The Treasurer shall keep on file in his office for the inspection of any person desiring to see the same a list of the banks to which letters have been sent. Designation of Depositories shall be for a period of one year's time. If it develops that more depositories are required at any time, the Board may send out notices to all State and National Banks notifying them that further applications for funds for the unexpired term will be accepted, or additional funds allotted to existing depositories upon application therefor. Said additional depositories



shall comply with the same rules and conditions regarding all other depositories.

"Article 2527. Application for Deposits. The application of the bank applying for State funds shall state its amount of paid up capital stock and permanent surplus, and the maximum of State funds it will accept, accompanying same with a statement of the Bank's condition at the date of said application. Such application shall contain a provision that the books and accounts of such bank, if designated as a State Depository, shall be open at all times to the inspection of the Board, any member or any accredited representative thereof. All such applications shall be mailed to the Treasurer at Austin in time to reach his office on or before noon of the fifteenth day of October next succeeding. Applications received after said date may be considered at the option of the Board.

"Article 2528. Acceptance. When the Treasurer receives such application, he shall endorse thereupon the date of its receipt, and shall in November prepare three (3) lists giving the names of all applicants for funds and the amount applied for. One list shall be furnished each member of the Board. The Board shall meet on the first Monday in November thereafter and consider said applications, giving approval to those applicants that are acceptable and having the power to reject those whose management or condition, in the opinion of the Board, does not warrant the placing of State funds in their possession. No application for State Funds shall be granted to any bank whose liabilities for borrowed money are in excess of its capital stock, but the Board may in its discretion, waive this provision.

"Article 2529. Qualifications of Depositories. As soon as practicable after the Board shall have passed upon said applications, the Treasurer shall notify all banks whose applications have been accepted of their designation as State Depositories of State Funds. The Treasurer shall require each bank so designated to qualify as a State Depository on or before the 25th day of November next by (a) depositing a depository bond signed by some surety company authorized to do business in Texas in an amount equal to not less than double the amount of State funds allotted, such bond to be payable to the Treasurer and to be in

such form as may be prescribed by the Board and subject to the approval of such Board; or (b) by pledging with the Treasurer any securities of the following kinds: Bonds and certificates and other evidences of indebtedness of the United States, and all other bonds which are guaranteed as to both principal and interest by the United States, bonds of this State, bonds and other obligations issued by the University of Texas; warrants drawn on the State Treasurer against the general revenue of the State; Home Owners Loan Corporation Bonds, provided both principal and interest of said bonds are guaranteed by the United States Government and such securities shall be accepted by the Board in an amount not less than five (5%) per cent greater than the amount of State funds which they secure; provided, that Texas Relief Bonds may be accepted at face value and without margin for the amount of State funds allotted, provided such State Relief Bonds have all unmatured coupons attached; bonds of counties located in Texas, road districts of counties in Texas, independent and common school districts located in Texas, and bonds issued by municipal corporations in Texas, all of such securities may be accepted by the Board, provided the aggregate amount thereof is not less than twenty (20%) per cent greater than the total amount of State funds that they secure, provided that the amount of all bonds and other obligations offered as collateral shall be determined by the Board on the basis of either their par or market value whichever is less. The term 'market value' as used herein shall mean the fair and reasonable prevailing price at which said bonds are being sold on the open market at the time of the appraisalment of the securities by the Board and the action of the Board in fixing the valuation of said bonds shall be final, and not subject to review.

No State, county, road district bond, independent or common school district or municipal bonds or obligations of the Board of Regents of the University issued by the University of Texas shall be accepted as collateral security unless they shall be approved by the Attorney General. All bonds accepted as collateral security shall be registered under the same rules and regulations as are required for bonds in which the Permanent School Funds are invested.

Subject to the approval of the Board, a State Depository may secure its deposits of State funds in part by an acceptable surety bond and in part by acceptable collateral of the kind herein mentioned and any losses sustained where a depository has secured its deposits in part by collateral and part by a surety bond, the loss may be enforced against either the collateral security or the surety bond. No warrant drawn on the State Treasury shall be accepted as collateral, unless said warrants are accompanied by affidavits, sworn to by some officer of the bank offering said warrants, which said affidavits shall affirm that none of the warrants offered as collateral security were transferred or assigned by the original payees of said warrants or any of them for a less consideration than ninety-eight (98%) per cent of the face value of said warrants and that none of such warrants were obtained from the original payees by loaning money thereon at a rate of interest greater than eight (8%) per cent per annum. The Board shall have the power to reject any and all collateral or security bonds tendered by a State Depository, without assigning any reason therefor and its action in so doing shall be final and not subject to review. Notwithstanding the foregoing provisions requiring security for State funds deposited in State Depositories in the form of surety bond or collateral, security for such deposits shall not be required to the extent that said deposits are insured by the Federal Deposit Insurance Corporation under the provisions of Section 12B of the Federal Reserve Act as amended, or as the same may hereafter be amended.

In the event the market value of the securities pledged by any depository shall decrease to the point where the collateral value of said securities, as fixed by the Board, is less than the amount of said funds on deposit in said depository, the Board shall require additional security in order to equalize such depreciation.

When the collateral pledged by a State depository to secure a deposit of State funds shall be in excess of the amount required under the provisions of this Act, the Treasurer may, subject to the approval of the Board, permit the release of any

such excess. In the event the balance to the credit of the Treasurer on the books of such bank shall be thereafter increased, adequate security as provided for in this Act, shall be deposited and maintained by such depository bank.

"Article 2530. Deposit of Securities. In the event the State Depository, as designated in the preceding Article, shall elect to deposit said pledged securities, above mentioned, with the State Treasurer, the said securities shall be delivered to the Treasurer and receipted for by him, and retained by him in the vaults of the State Treasury. Provided, however, that such bank so designated as depository shall have the option, instead of depositing said pledged securities with the State Treasurer, of depositing same with another State or National Bank situated in the State, subject to the approval of the Board; said securities to be held in trust by said custodian bank to secure funds deposited by the State Treasurer in the depository bank. Upon the receipt of said securities said custodian bank shall immediately issue and deliver to the State Treasurer controlled trust receipts for said securities pledged to the State Treasurer. The security evidenced by such trust receipts shall be subject to inspection by the Board or its agents at any time deemed advisable by said Board. Said custodian bank shall have a capital stock and permanent surplus of not less than Five Hundred Thousand (\$500,000.00) Dollars, and said bank designated as depository shall itself defray the charges, if any, of such custodian bank for accepting and holding said securities.

Subject to the approval of the Board, a State Depository may have the right to substitute one group of securities for another group of securities pledged with the State Treasurer, when and as such State Depository may desire to make such substitution so long as the securities desired to be substituted by such bank shall come within the classification of securities acceptable under the terms of this Act.

If, in any case, or at any time, such bonds or other securities are not satisfactory security, in the opinion of the Board, for the deposits made under this Act, they may require such additional security to be given

as will be satisfactory to them. Said Board shall, from time to time inspect such bonds and see that the same are actually kept in the vaults of the State Treasury and in said custodian banks. In the event that any State Depository shall fail to pay deposits or any part thereof on the check of the Treasurer, he shall have the power to forthwith realize upon such bonds or other securities deposited by said bank, and disburse the money arising therefrom, according to law, upon the warrants drawn by the Comptroller upon the funds for which said bonds or other securities were secured. Any bank making deposits of bonds or other securities with the Treasurer under the provisions of this Act may cause such bonds or other securities to be endorsed or stamped, as they may deem proper, so as to show that they are deposited as collateral and not transferable, except as herein provided.

Upon request of the owner or owners, the Treasurer or custodian bank may surrender interest coupons or other evidence of interest when due on securities deposited by depository banks, provided said securities are ample to meet the requirements of the State.

Whenever any private bank now organized as provided for by the private banking laws of Texas should seek to become a depository for State funds or any other governmental agency, it shall agree in writing to submit itself to examination as to its solvency.

"Article 2531. Failure to Qualify. In case any bank that has submitted an application for State funds shall fail to qualify within the time specified in this Act after being notified to do so, it shall forfeit its right to act as a depository for a period of one year, at the option of the Board.

"Article 2532. Placing Deposits. After the depositories have qualified as provided in the preceding articles, it shall be the duty of the Treasurer to deposit the funds belonging to the State in such depositories, as far as practical on a fair percentage basis, and shall at all times keep such funds equitably prorated in proportion to the amount which each is entitled to receive by drawing warrants alternately thereon, or by apportioning the warrants so drawn, and after giving the notice required

for the withdrawal of funds deposited to the credit of any 'time deposits' in any State Depository or Depositories.

No depositories shall be entitled to keep on deposit State funds in an amount in excess of their paid up capital stock and permanent surplus. Any reduction in the capital stock and permanent surplus of any depository shall reduce correspondingly the amount of State funds which it can retain as a depository and the Treasurer is authorized to withdraw from said depository any funds in excess of its capital and permanent surplus, provided, that where any depository shall pledge as security for State funds on deposit with it warrants drawn upon the State Treasury against the general fund of this State as provided by Article 2529, and shall also make the proof required in such Article that such warrants were acquired by it as therein provided, then the limitation upon the amount of deposits that may be placed in said depository shall not apply, but the amount of said funds to be deposited in said depository shall be determined by the State Depository Board.

If there be a surplus after the awards are made, the surplus shall be prorated among the applying banks.

Such provisions, however, shall not affect arrangements for clearing checks made by said Board with State Depositories as hereinafter provided.

All State Depositories shall collect all checks, drafts and demands for money so deposited with them by the Treasurer and when using due diligence shall not be liable on such collections until the proceeds thereof have been duly received by the Depository Bank, provided that any expense incurred in collection thereof by the Depository which the Depository is not allowed or permitted to pay by reason of any Act of the Congress of the United States or any rule or regulation promulgated thereunder by either the Board of Governors of the Federal Reserve System or the Board of Directors of the Federal Deposit Insurance Corporation shall be charged to and paid by the State Treasurer out of any moneys appropriated by the Legislature for that purpose.

If there should be at any time a surplus of State funds above the aggregate amount applied for by and al-

lotted to State Depositories, the Treasurer, with the approval of the Board, is hereby authorized to deposit said surplus funds in the vaults of the State Treasury, or the Board shall have the power to deposit said surplus, or any part thereof with any one or more banks in such amounts and for such periods as it may deem advisable, and any bank receiving such deposits under this Article shall execute a bond or furnish collateral in the manner and form provided in Article 2529 under the conditions provided in said Article.

The State Depositories shall show in their statements, published according to law, the amount of State funds on deposit with them.

"Article 2533. Centrally Located Depositories. The Board shall designate one or more banks which have been selected as State Depositories in centrally located cities to be used for clearing checks and other obligations due the State and the Treasurer shall keep sufficient moneys on deposit in the 'Demand Deposits' account in said Depositories to meet all current claims upon the State and all items received by the Treasurer for collection shall be deposited with such Depositories to be credited to the 'Demand Deposits' account in said banks, and all checks drawn by the Treasurer for the payment of obligations due by the State may be drawn on such accounts in such Depositories or on the 'Demand Deposits' account in other State Depositories so that the checks of the State may at all times pass current as cash.

"Article 2534. Withdrawals. The funds on deposit with depositories shall be subject to withdrawal at any time by the Treasurer, except funds designated by the Board as 'Time Deposits' which shall be withdrawn in the manner agreed upon in the contract under which such funds have been deposited.

"Article 2535. Remittances. All State Depositories shall remit free of charge, except such charges which depository is not allowed or permitted to pay by reason of any Act of the Congress of the United States or any rule or regulation promulgated thereunder by either the Board of Governors of the Federal Reserve System or the Board of Directors of the Federal Deposit Insurance Corporation, to the Treasurer on his demand, all withdrawals of State funds as provided for in the preceding Article. All remit-

tances to the Treasurer made by the State Depositories, or any person or persons may be in cash by registered and insured letter, by post office money order, express money order of any company authorized to do business in Texas, or by any bank draft on any bank in the following cities: Dallas, Fort Worth, Waco, Houston, Austin, Galveston and San Antonio. The liability of any State Depository or person sending the same shall not cease until the said money is actually received by the Treasurer. Any depository that refuses to remit for State items, or Treasury drafts, as above indicated, shall upon order of the Board forfeit its right to receive further deposits, and the Board shall have the right to withdraw all funds from said bank, which shall thereafter cease to be a State Depository.

"Article 2537. Cancellation of Contracts. Each State Depository shall have the right to cancel its depository contract upon accounting to the Treasurer for all funds deposited with it at the end of any year by giving thirty (30) days notice in advance.

The Board shall have the right to terminate a contract with the depository at any time they deem it to the interest of the State to do so, upon giving the depository fifteen (15) days notice of such termination. The Treasurer shall discontinue making deposits in any bank when in the opinion of the Board the condition or management of the bank warrants such action on his part."

Section 2. This Act shall not become operative until on and after August 1, 1937, and all banks that are now designated as State Depositories shall be required to file new applications and be re-designated under this Act and the Board is authorized to receive additional applications and to designate new banks under this Act for the unexpired depository year.

Section 3. All laws and parts of laws in conflict herewith are hereby repealed, and expressly repealing Article 2539, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts, First Called Session, Forty-third Legislature.

Section 4. The fact that under the Banking Act of 1935, as passed by the Congress of the United States, any deposits of public funds made by or on behalf of the State of Texas in any State or National Bank that is a Member of the Federal Reserve System,

will not be permitted to draw interest, and the fact that under the present laws governing the depositing of public funds of the State of Texas, all such funds are required to draw interest necessitates a revision of our present laws on this subject creating an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House, be and the same is hereby suspended, and this Act shall be in full force and effect from and after its passage, and it is so enacted.

Mr. Walker offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to House Bill No. 549, by adding immediately after the figures, "1925" in line 31, page 1, wherever said figures, "1925" appear in said line 31, page 1, as follows:

"as amended by Acts of Second Called Session of Forty-third Legislature, Chapter 63."

The amendment was adopted.

Mr. Walker offered the following amendment to the committee amendment:

Amend committee amendment No. 1, to House Bill No. 549, by adding immediately after the word "deposits" in line 15, page 2, the following: "or demand deposits."

The amendment was adopted.

Mr. Walker offered the following amendment to the committee amendment:

Amend committee amendment No. 1, to House Bill No. 549, by striking out the period after the word "withdrawals" in line 26, page 2, and insert the following:

"or prior to the expiration of the time stipulated in the contract under which time funds are deposited."

THORNTON,  
WALKER.

The amendment was adopted.

Mr. Walker offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to House Bill No. 549, by striking out one of the words "State" appearing immediately before the word "funds" in said line 39, page 2.

The amendment was adopted.

Mr. Walker offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to House Bill No. 549, by striking out in line 31, page 9, the word "shall" and inserting in lieu thereof, the word "shall."

RIDDLE.  
WALKER.

The amendment was adopted.

The committee amendment, as amended, was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 549 was then passed to engrossment.

#### HOUSE BILL NO. 549 ON THIRD READING

Mr. Riddle moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 549 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109

|                  |                   |
|------------------|-------------------|
| Adkins           | Gibson            |
| Alexander        | Hamilton          |
| Baker            | Hankamer          |
| Beckworth        | Hanna             |
| Bell             | Hardin            |
| Blankenship      | Harper            |
| Boethel          | Harrell           |
| Bond             | Harris of Archer  |
| Boyer            | Harris of Dallas  |
| Bradbury         | Heflin            |
| Bradford         | Herzik            |
| Bridgers         | Holland           |
| Brown            | Huddleston        |
| Burton           | Hull              |
| Cagle            | Jackson           |
| Callan           | James             |
| Carssow          | Johnson of Ellis  |
| Cathey           | Johnson           |
| Cauthorn         | of Tarrant        |
| Celaya           | Jones of Angelina |
| Colquitt         | Jones of Wise     |
| Davis of Haskell | Keefe             |
| Davis of Jasper  | Keith             |
| Davisson         | Kelt              |
| of Eastland      | Kenyon            |
| Deglandon        | King              |
| Derden           | Lankford          |
| Dickison         | Lanning           |
| Fielden          | Leyendecker       |
| Fuchs            | Little            |

|                    |                   |                   |                    |
|--------------------|-------------------|-------------------|--------------------|
| Loggins            | Riddle            | Bradford          | Mays               |
| Lucas              | Roark             | Bridgers          | McConnell          |
| Mauritz            | Russell           | Broadfoot         | McCracken          |
| Mays               | Rutta             | Brown             | McFarland          |
| McConnell          | Schuenemann       | Burton            | McKee              |
| McCracken          | Sharpe            | Cagle             | McKinney           |
| McFarland          | Shell             | Callan            | Metcalf            |
| McKee              | Simpson           | Carssow           | Moffett            |
| McKinney           | Smith of Hopkins  | Cathey            | Morris             |
| Moffett            | Smith             | Cauthorn          | Morse              |
| Morris             | of Matagorda      | Celaya            | Newton             |
| Morse              | Smith of Tarrant  | Colquitt          | Nicholson          |
| Newton             | Stevenson         | Davis of Haskell  | Oliver             |
| Nicholson          | Stinson           | Davis of Jasper   | Palmer             |
| Oliver             | Stocks            | Davisson          | Patterson of Mills |
| Patterson of Mills | Talbert           | of Eastland       | Patterson          |
| Patterson          | Tarwater          | Deglandon         | of Travis          |
| of Travis          | Tennant           | Derden            | Petsch             |
| Petsch             | Tennyson          | Dickison          | Pope               |
| Pope               | Thornberry        | Fielden           | Prescott           |
| Prescott           | Thornton          | Fuchs             | Quinn              |
| Quinn              | Waggoner          | Gibson            | Ragsdale           |
| Ragsdale           | Walker            | Hamilton          | Reader             |
| Reader             | Weldon            | Hankamer          | Reed of Bowie      |
| Reed of Bowie      | Wood              | Hanna             | Reed of Dallas     |
| Reed of Dallas     | Worley            | Hardin            | Rhodes             |
| Rhodes             |                   | Harper            | Riddle             |
|                    | Absent            | Harrell           | Roark              |
| Alsup              | Hyder             | Harris of Archer  | Ross               |
| Amos               | Jones of Atascosa | Harris of Dallas  | Russell            |
| Bates              | Jones of Falls    | Heflin            | Rutta              |
| Broadfoot          | Knetsch           | Holland           | Schuenemann        |
| Cleveland          | Leath             | Huddleston        | Sharpe             |
| Davison of Fisher  | Leonard           | Hull              | Shell              |
| Dean               | London            | Jackson           | Simpson            |
| Dollins            | Mann              | James             | Smith of Hopkins   |
| England            | McDonald          | Johnson of Ellis  | Smith              |
| Farmer             | Metcalf           | Johnson           | of Matagorda       |
| Felty              | Monkhouse         | of Tarrant        | Smith of Tarrant   |
| Fox                | Palmer            | Jones of Angelina | Stinson            |
| Graves             | Ross              | Jones of Wise     | Stocks             |
| Harbin             | Settle            | Keefe             | Talbert            |
| Harris of Dickens  | Sewell            | Keith             | Tarwater           |
| Hartzog            | Vale              | Kelt              | Tennant            |
| Hoskins            | Westbrook         | Kenyon            | Tennyson           |
| Howard             | Winfree           | King              | Thornberry         |
|                    |                   | Lankford          | Waggoner           |
|                    |                   | Lanning           | Walker             |
|                    |                   | Leath             | Weldon             |
|                    |                   | Leyendecker       | Westbrook          |
|                    |                   | Little            | Wood               |
|                    |                   | Loggins           | Worley             |
|                    |                   | Lucas             |                    |
|                    |                   | Mauritz           |                    |
|                    |                   |                   | Absent             |
|                    |                   | Alsup             | Farmer             |
|                    |                   | Amos              | Felty              |
|                    |                   | Bates             | Fox                |
|                    |                   | Cleveland         | Graves             |
|                    |                   | Davison of Fisher | Harbin             |
|                    |                   | Dean              | Harris of Dickens  |
|                    |                   | Dollins           | Hartzog            |
|                    |                   | England           | Herzik             |

The Speaker then laid House Bill No. 549 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113

|           |             |
|-----------|-------------|
| Adkins    | Blankenship |
| Alexander | Boethel     |
| Baker     | Bond        |
| Beckworth | Boyer       |
| Bell      | Bradbury    |

|                   |           |
|-------------------|-----------|
| Hoskins           | Mann      |
| Howard            | McDonald  |
| Hyder             | Monkhouse |
| Jones of Atascosa | Settle    |
| Jones of Falls    | Sewell    |
| Knetsch           | Stevenson |
| Leonard           | Vale      |
| London            | Winfree   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 561 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 561, A bill to be entitled "An Act to define and fix the limits and jurisdiction of the Nineteenth, Fifty-fourth and Seventy-fourth District Courts and to provide for the terms thereof and the procedure to be followed therein in certain particulars; to provide for the judges of said Courts to exchange benches, authorizing either of said judges to sit in either of said Courts; authorizing the transfer of a case from either of said Courts to another one thereof; to provide for the filing of pleadings in said Courts in duplicate and for the safe keeping and withdrawal of the original copy of the pleading so filed upon proper showing; to provide for and limit the filing of motions and amended motions for new trial in said Courts; and providing that if any part of this Act is held unconstitutional, the valid portion of the same was intended to be enacted."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 625 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 625, A bill to be entitled "An Act amending Article 5449, 1925 Civil Statutes, as amended by Chapter 291, of the General Laws of the Regular Session of the Forty-fourth Legislature, so as to provide that when any abstract of judgment has been recorded it shall, from the date of such record and index, operate as a lien upon all of the real estate of the defendant situated in the county where such record and index are made and

upon all real estate which defendant may thereafter acquire, situated in said county, said lien to continue for four years from the date of such record and index, except that if during said four-year period the judgment becomes dormant said lien shall thereupon cease to exist, and so as to provide that the lien of any judgment so recorded and indexed prior to the effective date of this Act, if then valid, shall continue for four years from the effective date of this Act, except that if during said four years the judgment becomes dormant said lien shall thereupon cease to exist, and declaring an emergency."

The bill was read second time.

Mr. Gibson offered the following committee amendment to the bill:

Amend House Bill No. 625, by striking out the word "four" wherever it appears and substitute in lieu thereof the word "ten".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 625 was then passed to engrossment.

## MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 747, A bill to be entitled "An Act fixing the amount of maximum fees that may be retained by Justices of the Peace and Constables in Counties containing not less than eleven thousand, nine hundred eighty (11,980) inhabitants, and not more than twelve thousand, one hundred (12,100) inhabitants according to the last preceding Federal Census, and declaring an emergency."

S. B. No. 177, A bill to be entitled "An Act to amend Section 7 of Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, as amended by Chapter 136, Acts of the Regular Session of the Forty-third Legislature, as amended by Chapter 117, Acts of the First Called Session of the Forty-third Legislature, and as amended by Chapter 326, Acts of the Regular Session of the

Forty-fourth Legislature, relative to the Board of County and District Road Indebtedness, and declaring an emergency."

S. B. No. 422, A bill to be entitled "An Act amending Section 8 of Chapter 163, Acts of the Regular Session of the Forty-second Legislature; validating specified actions heretofore taken by counties, cities and towns in issuing funding and refunding securities in attempted compliance with said Chapter; validating such securities issued thereunder, and declaring an emergency."

H. B. No. 757, A bill to be entitled "An Act to provide for an open season to hunt, take or kill wild mourning doves in Cherokee County, Texas, and declaring an emergency." (With amendments.)

S. B. No. 448, A bill to be entitled "An Act to create Road Districts in certain counties . . . etc.; and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

#### HOUSE BILL NO. 647 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 647, A bill to be entitled "An Act granting permission to Mrs. Cora Mills, Mrs. Elzine Kinsey and husband, Loyd Kinsey, and Mrs. Marie Fouts and husband, Aubrey Fouts, to bring suit against the State of Texas and/or Highway Department of the State of Texas, in a court of competent jurisdiction for damages for personal injuries received by Ed Mills which said injuries are alleged to have resulted in his death, and which said injuries were received by the said Ed Mills while on duty in the employ of the State Highway Department of the State of Texas; providing that any judgment recovered be paid out of the funds of the Highway Department of the State of Texas; providing that if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 648 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 648, A bill to be entitled "An Act granting permission to W. M. Rosseau to bring suit against the State of Texas, and/or Highway Department, in a court of competent jurisdiction, for damages for personal injuries received by him while on duty in the employ of the Highway Department of the State of Texas, and which injuries are alleged to have produced damages to the said W. M. Rosseau, providing that any judgment so recovered to be paid out of the funds of the Highway Department of the State of Texas; providing that if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 666 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 666, A bill to be entitled "An Act amending Article 3410 of the Revised Civil Statutes of the State of Texas of 1925, providing in addition to the requirements of Article 3410, for the filing by the administrator or executor of an estate a list of claims owing by the estate, and declaring an emergency."

The bill was read second time.

Mr. Harris of Archer offered the following committee amendment to the bill:

Amend House Bill No. 666, Section 1, by striking out all of Subdivision b of Section 1, and inserting in lieu thereof the following:

"b. Every executor, administrator, or legal representative of any estate shall make and file with the County Clerk of the County in which such estate is pending and with the Comptroller of the State of Texas, in addition to the information now required by law pertaining to inheritance taxes, a statement showing a full and complete list of all debts and claims due or owing by the testator or intestate known by such executor, administrator



or legal representative at the time of the approval of the inventory and appraisal by the probate Judge, with reference to inheritance taxes as now required by law, showing the nature of such claims, the names of the parties to whom such debts or claims are owing, the dates thereof, the dates when due, the rate of interest each one bears, and what portion of such claims are chargeable to the separate property of the deceased, and what portion, if any, of such claims are chargeable to the common property of the deceased. Provided that the provisions of this Act shall in nowise repeal any of the provisions of the law now pertaining to inheritance taxes, but shall be cumulative thereto."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 666 was then passed to engrossment.

#### HOUSE BILL NO. 671 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 671, A bill to be entitled "An Act creating the Coastal Division of Game, Fish and Oyster Commission; giving the power and making it the duty of the Game, Fish and Oyster Commission to appoint an Executive Officer for the Division; providing that it may perform its duties through said officer; providing for an Assistant Director of Coastal Division; providing the amount of compensation to be paid the Director and Assistant Director; providing that the Legislature set the maximum amount to be paid other employees of the Division; providing for bonds for employees of Coastal Division; appropriating the Fish and Oyster Fund; providing the effective date of the Act; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Hartzog offered the following committee amendment to the bill:

Amend House Bill No. 671, by striking out the provisions with reference to an Assistant Director of the Coastal Division in paragraph 2 of Section two of the bill and substitute in lieu thereof the following:

"Provided that in the absence of the Coastal Director the Commission shall be empowered to designate an assistant to perform his duties."

The amendment was adopted.

Mr. Hartzog offered the following amendment to the bill:

Amend House Bill No. 671, page two, by striking out all of the first paragraph of Section three and the word "other" in the first line of paragraph two (2) of Section three.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 671 was then passed to engrossment.

#### HOUSE BILL NO. 759 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 759, A bill to be entitled "An Act defining a Wholesale Fur Buyer, a Retail Fur Buyer and a Trapper; providing licenses for those engaged in such business and defining the privileges granted under such licenses; providing for the disposition of funds collected from the sale of such licenses; repealing all laws in conflict with this Act, and specifically that portion of the law of this State requiring a tax receipt tag to be attached to the pelts of fur-bearing animals; providing a suitable penalty for violation of any provision of this Act, and declaring an emergency."

The bill was read second time.

Mr. Broadfoot offered the following amendment to the bill:

Amend House Bill No. 759, by striking out "\$2.00" and inserting therefor "\$1.00" wherever it appears.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 759 was then passed to engrossment.

#### HOUSE BILL NO. 770 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 770, A bill to be entitled "An Act to prevent the cancellation of a contract for the retail sale of automobiles entered into after the passage of this Act, and declaring an emergency."

The bill was read second time.

Mr. Mauritz offered the following amendment to the bill:

Amend House Bill No. 770, by striking out the word "dealer" in line 18 and inserting the word "manufacturer" in lieu thereof.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 770 was then passed to engrossment.

#### HOUSE BILL NO. 772 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 772, A bill to be entitled "An Act amending Section 9 of Chapter 101 of the General and Special Laws of the First Called Session of the Forty-third Legislature, being House Bill No. 31 and as amended by Chapter 346 of the General and Special Laws of the Regular Session of the Forty-fourth Legislature, being House Bill No. 991; providing the method of disbursement of the funds of such fireman, policeman, and fire alarm operator's pension fund, the section of said Acts so amended hereinafter set out, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 823 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 823, A bill to be entitled "An Act to amend Section 1, of Chapter 473, page 1866, Second Called Session, Forty-fourth Legislature, by removing the population classification therefrom, and declaring an emergency."

The bill was read second time.

Mr. Carssow offered the following amendment to the bill:

Amend House Bill No. 823, page 1, Sec. 1, lines 15, 16, 17, 18 and 19, by striking out all of line 16, 17 and 18, and the words "in Texas having" on line 15, and the words "Federal Census" on line 19.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 823 was then passed to engrossment.

#### HOUSE BILL NO. 19 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 19, A bill to be entitled "An Act providing that all persons, firms, partnerships or corporations using coupons, chips, scrip, punchouts, store orders, or other evidence of indebtedness to pay their or its laborers and employees, for labor or otherwise, shall, if demanded redeem the same in the hands of such laborer employee or bona fide holder in good and lawful money of the United States; provided, the same is presented and redemption demanded of such person, firm, partnership or corporation using same as aforesaid, at a regular pay-day, such redemption to be at the face value of said scrip, chips, punchouts, coupons, store orders or other evidence of indebtedness; provided, further, said face value shall be in cash the same as its purchasing power in goods, wares and merchandise at the commissary store or other repository of such persons, firms, partnerships or corporations aforesaid; and providing penalties for failure to redeem, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—121

|             |                   |
|-------------|-------------------|
| Alexander   | Brown             |
| Alsup       | Burton            |
| Amos        | Callan            |
| Baker       | Carssow           |
| Bates       | Cathey            |
| Beckworth   | Cauthorn          |
| Bell        | Celaya            |
| Blankenship | Cleveland         |
| Boethel     | Colquitt          |
| Boyer       | Davis of Haskell  |
| Bradbury    | Davis of Jasper   |
| Broadfoot   | Davison of Fisher |

|                   |                    |
|-------------------|--------------------|
| Davisson          | McDonald           |
| of Eastland       | McFarland          |
| Deglandon         | McKee              |
| Derden            | Metcalfe           |
| Dickison          | Moffett            |
| Fielden           | Morris             |
| Fuchs             | Morse              |
| Gibson            | Newton             |
| Graves            | Nicholson          |
| Hamilton          | Oliver             |
| Hankamer          | Palmer             |
| Hanna             | Patterson of Mills |
| Harbin            | Patterson          |
| Hardin            | of Travis          |
| Harper            | Petsch             |
| Harrell           | Pope               |
| Harris of Archer  | Prescott           |
| Harris of Dallas  | Quinn              |
| Harris of Dickens | Reader             |
| Hartzog           | Reed of Bowie      |
| Heflin            | Reed of Dallas     |
| Herzik            | Rhodes             |
| Holland           | Riddle             |
| Hoskins           | Roark              |
| Huddleston        | Ross               |
| Hull              | Rutta              |
| Hyder             | Schuenemann        |
| Jackson           | Settle             |
| James             | Sharpe             |
| Johnson of Ellis  | Shell              |
| Jones of Angelina | Simpson            |
| Jones of Falls    | Smith of Hopkins   |
| Jones of Wise     | Smith              |
| Keefe             | of Matagorda       |
| Keith             | Smith of Tarrant   |
| Kelt              | Stevenson          |
| Kenyon            | Stinson            |
| King              | Stocks             |
| Knetsch           | Talbert            |
| Lankford          | Tarwater           |
| Leonard           | Tennant            |
| Leyendecker       | Tennyson           |
| Little            | Thornberry         |
| Loggins           | Thornton           |
| London            | Waggoner           |
| Lucas             | Walker             |
| Mauritz           | Weldon             |
| Mays              | Westbrook          |
| McConnell         | Wood               |
| McCracken         | Worley             |

## Absent

|          |                   |
|----------|-------------------|
| Adkins   | Howard            |
| Bond     | Johnson           |
| Bradford | of Tarrant        |
| Bridgers | Jones of Atascosa |
| Cagle    | Lanning           |
| Dean     | Leath             |
| Dollins  | Mann              |
| England  | McKinney          |
| Farmer   | Monkhouse         |
| Felty    | Ragsdale          |
| Fox      | Russell           |

|        |         |
|--------|---------|
| Sewell | Winfree |
| Vale   |         |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 99 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 99, A bill to be entitled "An Act providing for the purchasing, handling, sale and accounting of sales of citrus fruit grown in the State of Texas; defining terms as used herein, providing for bond and license for citrus fruit dealers; prescribing and fixing duties and powers of the Commissioner of Agriculture with reference to the Act and its operation and enforcement; defining offenses and prescribing penalties for the violation of this Act, and declaring an emergency."

The bill was read third time.

Mr. Leonard offered the following amendment to the bill:

Amend House Bill No. 99, printed copy, by striking out the word "whether" in line 14, page 10, and inserting in lieu thereof the word "when", and by striking out in line 15, page 10, the words "or processed in forms considered non-perishable."

The amendment was adopted.

House Bill No. 99 was then passed by the following vote:

Yeas—123

|             |                   |
|-------------|-------------------|
| Adkins      | Colquitt          |
| Alexander   | Davis of Haskell  |
| Alsup       | Davis of Jasper   |
| Amos        | Davison of Fisher |
| Baker       | Davisson          |
| Bates       | of Eastland       |
| Beckworth   | Deglandon         |
| Bell        | Dickison          |
| Blankenship | Fielden           |
| Boethel     | Fox               |
| Boyer       | Fuchs             |
| Bradbury    | Gibson            |
| Bradford    | Graves            |
| Broadfoot   | Hamilton          |
| Brown       | Hankamer          |
| Burton      | Hanna             |
| Callan      | Harbin            |
| Carsow      | Hardin            |
| Cathey      | Harper            |
| Cauthorn    | Harrell           |
| Celaya      | Harris of Archer  |
| Cleveland   | Harris of Dallas  |

|                   |                    |
|-------------------|--------------------|
| Harris of Dickens | Oliver             |
| Hartzog           | Palmer             |
| Heflin            | Patterson of Mills |
| Herzik            | Patterson          |
| Holland           | of Travis          |
| Huddleston        | Pope               |
| Hull              | Prescott           |
| Hyder             | Quinn              |
| Jackson           | Ragsdale           |
| James             | Reader             |
| Johnson of Ellis  | Reed of Bowie      |
| Jones of Angelina | Reed of Dallas     |
| Jones of Falls    | Rhodes             |
| Jones of Wise     | Riddle             |
| Keefe             | Roark              |
| Keith             | Ross               |
| Kelt              | Russell            |
| King              | Rutta              |
| Knetsch           | Schuenemann        |
| Lankford          | Settle             |
| Lanning           | Sharpe             |
| Leath             | Shell              |
| Leonard           | Simpson            |
| Leyendecker       | Smith              |
| Little            | of Matagorda       |
| Loggins           | Smith of Tarrant   |
| London            | Stevenson          |
| Lucas             | Stinson            |
| Mauritz           | Stocks             |
| Mays              | Talbert            |
| McConnell         | Tarwater           |
| McCracken         | Tennant            |
| McDonald          | Tennyson           |
| McKee             | Thornberry         |
| Metcalfe          | Thornton           |
| Moffett           | Waggoner           |
| Monkhouse         | Walker             |
| Morris            | Weldon             |
| Morse             | Westbrook          |
| Newton            | Wood               |
| Nicholson         | Worley             |

## Absent

|          |                   |
|----------|-------------------|
| Bond     | Johnson           |
| Bridgers | of Tarrant        |
| Cagle    | Jones of Atascosa |
| Dean     | Kenyon            |
| Derden   | Mann              |
| Dollins  | McFarland         |
| England  | McKinney          |
| Farmer   | Petsch            |
| Felty    | Sewell            |
| Hoskins  | Smith of Hopkins  |
| Howard   | Vale              |
|          | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

HOUSE BILL NO. 165 WITH  
SENATE AMENDMENTS

Mr. Hanna called up from the Speaker's table, with Senate amend-

ments, for consideration of the amendments,

H. B. No. 165, A bill to be entitled "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, giving additional authority to the Commissioners Court in certain counties relative to the compensation or salary to be paid county auditors in such counties, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Hanna, the House concurred in the Senate amendments by the following vote:

Yeas—118

|                   |                   |
|-------------------|-------------------|
| Alexander         | Herzik            |
| Alsup             | Holland           |
| Amos              | Huddleston        |
| Baker             | Hull              |
| Bates             | Hyder             |
| Beckworth         | Jackson           |
| Bell              | James             |
| Blankenship       | Johnson of Ellis  |
| Boethel           | Jones of Angelina |
| Boyer             | Jones of Falls    |
| Bradford          | Jones of Wise     |
| Broadfoot         | Keefe             |
| Burton            | Keith             |
| Callan            | Kelt              |
| Carssow           | Kenyon            |
| Cathey            | King              |
| Cauthorn          | Knetsch           |
| Celaya            | Lankford          |
| Cleveland         | Lanning           |
| Colquitt          | Leath             |
| Davis of Haskell  | Leonard           |
| Davis of Jasper   | Leyendecker       |
| Davison of Fisher | Little            |
| Davisson          | Loggins           |
| of Eastland       | London            |
| Deglandon         | Lucas             |
| Dickison          | Mauritz           |
| Fox               | Mays              |
| Fuchs             | McConnell         |
| Gibson            | McCracken         |
| Graves            | McDonald          |
| Hamilton          | McFarland         |
| Hankamer          | McKee             |
| Hanna             | McKinney          |
| Harbin            | Metcalfe          |
| Hardin            | Moffett           |
| Harper            | Monkhouse         |
| Harrell           | Morris            |
| Harris of Archer  | Morse             |
| Harris of Dallas  | Newton            |
| Harris of Dickens | Nicholson         |
| Hartzog           | Oliver            |
| Heflin            | Palmer            |

|                    |                  |
|--------------------|------------------|
| Patterson of Mills | Simpson          |
| Patterson          | Smith            |
| of Travis          | of Matagorda     |
| Pope               | Smith of Tarrant |
| Ragsdale           | Stevenson        |
| Reader             | Stinson          |
| Reed of Bowie      | Talbert          |
| Reed of Dallas     | Tarwater         |
| Rhodes             | Tennant          |
| Riddle             | Tennyson         |
| Roark              | Thornberry       |
| Ross               | Thornton         |
| Russell            | Waggoner         |
| Rutta              | Walker           |
| Schuenemann        | Weldon           |
| Settle             | Wood             |
| Sharpe             | Worley           |
| Shell              |                  |

## Present—Not Voting

|          |           |
|----------|-----------|
| Bradbury | Quinn     |
| Fielden  | Westbrook |

## Absent

|          |                   |
|----------|-------------------|
| Adkins   | Howard            |
| Bond     | Johnson           |
| Bridgers | of Tarrant        |
| Brown    | Jones of Atascosa |
| Cagle    | Mann              |
| Dean     | Petsch            |
| Derden   | Prescott          |
| Dollins  | Sewell            |
| England  | Smith of Hopkins  |
| Farmer   | Stocks            |
| Felty    | Vale              |
| Hoskins  | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 130 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 130, A bill to be entitled "An Act to give the right of eminent domain to certain conservation and reclamation districts to enable them to acquire by condemnation land on which cemeteries are located under certain conditions, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—113

|           |             |
|-----------|-------------|
| Alexander | Beckworth   |
| Alsup     | Bell        |
| Amos      | Blankenship |
| Baker     | Boethel     |
| Bates     | Boyer       |

|                   |                    |
|-------------------|--------------------|
| Bradbury          | Little             |
| Bradford          | Loggins            |
| Broadfoot         | London             |
| Brown             | Lucas              |
| Burton            | Mauritz            |
| Callan            | Mays               |
| Carssow           | McConnell          |
| Cathey            | McCracken          |
| Cauthorn          | McKee              |
| Cleveland         | McKinney           |
| Colquitt          | Metcalfe           |
| Davis of Jasper   | Moffett            |
| Davison of Fisher | Monkhouse          |
| Davisson          | Morris             |
| of Eastland       | Morse              |
| Deglandon         | Newton             |
| Dickison          | Nicholson          |
| England           | Oliver             |
| Fielden           | Palmer             |
| Fuchs             | Patterson of Mills |
| Gibson            | Patterson          |
| Graves            | of Travis          |
| Hamilton          | Prescott           |
| Hankamer          | Ragsdale           |
| Harbin            | Reader             |
| Harper            | Reed of Bowie      |
| Harrell           | Reed of Dallas     |
| Harris of Archer  | Rhodes             |
| Harris of Dallas  | Roark              |
| Harris of Dickens | Ross               |
| Hartzog           | Russell            |
| Heflin            | Rutta              |
| Herzik            | Schuenemann        |
| Holland           | Settle             |
| Huddleston        | Sharpe             |
| Hull              | Shell              |
| Hyder             | Simpson            |
| Jackson           | Smith of Hopkins   |
| James             | Smith              |
| Johnson of Ellis  | of Matagorda       |
| Jones of Angelina | Smith of Tarrant   |
| Jones of Falls    | Stevenson          |
| Jones of Wise     | Stocks             |
| Keefe             | Talbert            |
| Keith             | Tarwater           |
| Kelt              | Tennant            |
| King              | Thornberry         |
| Knetsch           | Thornton           |
| Lankford          | Waggoner           |
| Lanning           | Walker             |
| Leath             | Weldon             |
| Leonard           | Wood               |
| Leyendecker       | Worley             |

## Nays—1

Hardin

## Present—Not Voting

|       |           |
|-------|-----------|
| Quinn | Westbrook |
|-------|-----------|

## Absent

|          |                  |
|----------|------------------|
| Adkins   | Cagle            |
| Bond     | Celaya           |
| Bridgers | Davis of Haskell |

|                   |           |
|-------------------|-----------|
| Dean              | Kenyon    |
| Derden            | Mann      |
| Dollins           | McDonald  |
| Farmer            | McFarland |
| Felty             | Petsch    |
| Fox               | Pope      |
| Hanna             | Riddle    |
| Hoskins           | Sewell    |
| Howard            | Stinson   |
| Johnson           | Tennyson  |
| of Tarrant        | Vale      |
| Jones of Atascosa | Winfree   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 181 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 181, A bill to be entitled "An Act providing for the admissibility in evidence of certified copies of certain instruments required by statute or by Rules of the Railroad Commission of Texas to be filed with the Railroad Commission of Texas, and providing that same shall be prima facie evidence of the facts contained therein, and authorizing certificates to such copies to be made by certain officials therein specified."

The bill was read third time, and was passed by the following vote:

Yeas—123

|                   |                   |
|-------------------|-------------------|
| Alexander         | Deglandon         |
| Alsup             | Derden            |
| Amos              | Dickison          |
| Baker             | England           |
| Bates             | Fielden           |
| Beckworth         | Fox               |
| Bell              | Fuchs             |
| Blankenship       | Gibson            |
| Boethel           | Graves            |
| Boyer             | Hamilton          |
| Bradbury          | Hankamer          |
| Bradford          | Hanna             |
| Broadfoot         | Harbin            |
| Brown             | Hardin            |
| Burton            | Harper            |
| Callan            | Harrell           |
| Carssow           | Harris of Archer  |
| Cathey            | Harris of Dallas  |
| Celaya            | Harris of Dickens |
| Cleveland         | Hartzog           |
| Colquitt          | Heflin            |
| Davis of Haskell  | Herzik            |
| Davis of Jasper   | Holland           |
| Davison of Fisher | Hoskins           |
| Davison           | Huddleston        |
| of Eastland       | Hull              |

|                    |                  |
|--------------------|------------------|
| Jackson            | Patterson        |
| James              | of Travis        |
| Johnson of Ellis   | Petsch           |
| Jones of Angelina  | Pope             |
| Jones of Falls     | Prescott         |
| Jones of Wise      | Ragsdale         |
| Keefe              | Reader           |
| Keith              | Reed of Bowie    |
| Kelt               | Reed of Dallas   |
| Kenyon             | Rhodes           |
| King               | Roark            |
| Knetsch            | Ross             |
| Lankford           | Russell          |
| Lanning            | Rutta            |
| Leath              | Schuenemann      |
| Leonard            | Settle           |
| Leyendecker        | Sharpe           |
| Loggins            | Shell            |
| London             | Simpson          |
| Lucas              | Smith of Hopkins |
| Mauritz            | Smith            |
| Mays               | of Matagorda     |
| McConnell          | Smith of Tarrant |
| McCracken          | Stinson          |
| McDonald           | Stocks           |
| McFarland          | Talbert          |
| McKee              | Tarwater         |
| Metcalfe           | Tennant          |
| Moffett            | Tennyson         |
| Monkhouse          | Thornberry       |
| Morris             | Thornton         |
| Morse              | Waggoner         |
| Newton             | Walker           |
| Nicholson          | Weldon           |
| Oliver             | Westbrook        |
| Palmer             | Wood             |
| Patterson of Mills | Worley           |

Absent

|          |                   |
|----------|-------------------|
| Adkins   | Johnson           |
| Bond     | of Tarrant        |
| Bridgers | Jones of Atascosa |
| Cagle    | Little            |
| Cauthorn | Mann              |
| Dean     | McKinney          |
| Dollins  | Quinn             |
| Farmer   | Riddle            |
| Felty    | Sewell            |
| Howard   | Stevenson         |
| Hyder    | Vale              |
|          | Winfree           |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 216 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 216, A bill to be entitled "An Act to amend Articles 2503, 2504

and 2507, Title Forty-six, Revised Civil Statutes of Texas, 1925, having relation to the Capital structure and interest charges of mutual loan corporations."

The bill was read third time, and was passed.

#### HOUSE BILL NO. 254 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 254, A bill to be entitled "An Act to amend Chapter 3 of Title 128 of the Revised Statutes of 1925, relating to Water Control and Preservation Districts by providing that lands in any such district lying within or adjoining the territorial limits of an incorporated city or town, which was not included in such district at time of the organization of such district, and which lands have been subdivided into town lots and blocks, with streets or other thoroughfares dedicated to the use of the public, and of which a map and such dedication has been duly filed for record with the County Clerk of the County in which such lands are situated, may be discontinued as a part of such District."

The bill was read third time, and was passed by the following vote:

#### Yeas—127

|                   |                   |
|-------------------|-------------------|
| Alexander         | Deglandon         |
| Alsup             | Derden            |
| Amos              | Dickison          |
| Baker             | England           |
| Bates             | Fielden           |
| Beckworth         | Fuchs             |
| Bell              | Gibson            |
| Blankenship       | Graves            |
| Boethel           | Hamilton          |
| Boyer             | Hankamer          |
| Bradbury          | Hanna             |
| Bradford          | Harbin            |
| Broadfoot         | Hardin            |
| Brown             | Harper            |
| Burton            | Harrell           |
| Callan            | Harris of Archer  |
| Carssow           | Harris of Dallas  |
| Cathey            | Harris of Dickens |
| Cauthorn          | Hartzog           |
| Celaya            | Heflin            |
| Cleveland         | Herzik            |
| Colquitt          | Holland           |
| Davis of Haskell  | Hoskins           |
| Davis of Jasper   | Huddleston        |
| Davison of Fisher | Hull              |
| Davisson          | Hyder             |
| of Eastland       | Jackson           |

|                    |                  |
|--------------------|------------------|
| James              | Petsch           |
| Johnson of Ellis   | Pope             |
| Jones of Angelina  | Prescott         |
| Jones of Falls     | Quinn            |
| Jones of Wise      | Ragsdale         |
| Keefe              | Reader           |
| Keith              | Reed of Bowie    |
| Kelt               | Reed of Dallas   |
| Kenyon             | Rhodes           |
| King               | Roark            |
| Knetsch            | Ross             |
| Lankford           | Russell          |
| Lanning            | Rutta            |
| Leath              | Schuenemann      |
| Leonard            | Settle           |
| Leyendecker        | Sharpe           |
| Little             | Shell            |
| Loggins            | Simpson          |
| London             | Smith of Hopkins |
| Lucas              | Smith            |
| Mauritz            | of Matagorda     |
| Mays               | Smith of Tarrant |
| McConnell          | Stevenson        |
| McCracken          | Stinson          |
| McDonald           | Stocks           |
| McFarland          | Talbert          |
| McKee              | Tarwater         |
| Metcalf            | Tennant          |
| Moffett            | Tennyson         |
| Monkhouse          | Thornberry       |
| Morris             | Thornton         |
| Morse              | Vale             |
| Newton             | Waggoner         |
| Nicholson          | Walker           |
| Oliver             | Weldon           |
| Patterson of Mills | Westbrook        |
| Patterson          | Wood             |
| of Travis          | Worley           |

#### Absent

|          |                   |
|----------|-------------------|
| Adkins   | Johnson           |
| Bond     | of Tarrant        |
| Bridgers | Jones of Atascosa |
| Cagle    | Mann              |
| Dean     | McKinney          |
| Dollins  | Palmer            |
| Farmer   | Riddle            |
| Felty    | Sewell            |
| Fox      | Winfree           |
| Howard   |                   |

#### Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

#### HOUSE BILL NO. 395 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 395, A bill to be entitled "An Act amending Article 6954, Chapter 6, Title 121 of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the

Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5 of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of Texas, the latter being House Bill No. 120, passed by the First Called Session of the Forty-first Legislature, and further amended in Chapter 8 of the Acts of the Third Called Session of the Forty-first Legislature, Senate Bill No. 22, and further amended in Chapter 313 of the Acts of the Regular Session of the Forty-second Legislature, and as further amended by Chapter 9 of the Acts of the Third Called Session of the Forty-second Legislature, and as further amended by Chapter 48 of the Acts of the Regular Session of the Forty-third Legislature, and as further amended by Chapter 34 of the Special Laws of the Acts of the Regular Session of the Forty-fourth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include in said Article the County of Irion, and declaring an emergency."

The bill was read third time.

Mr. Smith of Matagorda offered the following amendment to the bill.

Amend House Bill No. 395, page 2, line 18, by adding after the word "Bosque", in said line, the word "Brazoria".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 395 was then passed by the following vote:

Yeas—127

|             |                   |
|-------------|-------------------|
| Alexander   | Callan            |
| Alsup       | Carssow           |
| Amos        | Cathey            |
| Baker       | Cauthorn          |
| Bates       | Celaya            |
| Beckworth   | Cleveland         |
| Bell        | Colquitt          |
| Blankenship | Davis of Haskell  |
| Boethel     | Davis of Jasper   |
| Boyer       | Davison of Fisher |
| Bradbury    | Davisson          |
| Bradford    | of Eastland       |
| Bridgers    | Deglandon         |
| Broadfoot   | Derden            |
| Brown       | Dickison          |
| Burton      | England           |

Fielden  
Fox  
Fuchs  
Gibson  
Graves  
Hamilton  
Hankamer  
Hanna  
Harbin  
Hardin  
Harper  
Harrell  
Harris of Archer  
Harris of Dallas  
Hartzog  
Heflin  
Herzik  
Holland  
Huddleston  
Hull  
Hyder  
Jackson  
James  
Johnson of Ellis  
Jones of Angelina  
Jones of Falls  
Jones of Wise  
Keefe  
Keith  
Kelt  
Kenyon  
King  
Knetsch  
Lankford  
Lanning  
Leath  
Leonard  
Leyendecker  
Little  
Loggins  
London  
Lucas  
Mauritz  
Mays  
McConnell  
McCracken  
McDonald  
McFarland  
McKee

McKinney  
Metcalf  
Moffett  
Monkhouse  
Morris  
Morse  
Newton  
Nicholson  
Oliver  
Patterson of Mills  
Patterson  
of Travis  
Petsch  
Pope  
Prescott  
Quinn  
Ragsdale  
Reader  
Reed of Bowie  
Reed of Dallas  
Rhodes  
Roark  
Ross  
Russell  
Rutta  
Schuenemann  
Settle  
Sharpe  
Shell  
Simpson  
Smith of Hopkins  
Smith  
of Matagorda  
Smith of Tarrant  
Stevenson  
Stinson  
Stocks  
Talbert  
Tarwater  
Tennant  
Tennyson  
Thornberry  
Thornton  
Waggoner  
Walker  
Weldon  
Westbrook  
Wood  
Worley

#### Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Johnson           |
| Bond              | of Tarrant        |
| Cagle             | Jones of Atascosa |
| Dean              | Mann              |
| Dollins           | Palmer            |
| Farmer            | Riddle            |
| Felty             | Sewell            |
| Harris of Dickens | Vale              |
| Hoskins           | Winfree           |
| Howard            |                   |

#### Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |



HOUSE BILL NO. 407 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 407, A bill to be entitled "An Act prohibiting the barter or sale or offering for barter or sale or to buy any bass, crappie, perch, catfish, or any other fish taken from the fresh water of the Brazos River or within one mile of the mouth of any of the tributaries of the Brazos River within Falls County, State of Texas; and providing a penalty, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—126

|                   |                   |
|-------------------|-------------------|
| Alexander         | Harris of Archer  |
| Alsup             | Harris of Dallas  |
| Amos              | Harris of Dickens |
| Baker             | Heflin            |
| Bates             | Herzik            |
| Beckworth         | Holland           |
| Bell              | Huddleston        |
| Blankenship       | Hyder             |
| Boethel           | Jackson           |
| Boyer             | James             |
| Bradbury          | Johnson of Ellis  |
| Bradford          | Jones of Angelina |
| Bridgers          | Jones of Falls    |
| Broadfoot         | Jones of Wise     |
| Brown             | Keefe             |
| Burton            | Keith             |
| Callan            | Kelt              |
| Carssow           | Kenyon            |
| Cathey            | King              |
| Cauthorn          | Knetsch           |
| Celaya            | Lankford          |
| Cleveland         | Lanning           |
| Colquitt          | Leath             |
| Davis of Haskell  | Leonard           |
| Davis of Jasper   | Leyendecker       |
| Davison of Fisher | Little            |
| Davisson          | Loggins           |
| of Eastland       | London            |
| Deglandon         | Lucas             |
| Derden            | Mauritz           |
| Dickison          | Mays              |
| England           | McConnell         |
| Fielden           | McCracken         |
| Fox               | McDonald          |
| Fuchs             | McFarland         |
| Gibson            | McKee             |
| Graves            | Metcalfe          |
| Hamilton          | Moffett           |
| Hankamer          | Monkhouse         |
| Hanna             | Morris            |
| Harbin            | Morse             |
| Hardin            | Newton            |
| Harper            | Nicholson         |
| Harrell           | Oliver            |

|                    |                  |
|--------------------|------------------|
| Palmer             | Simpson          |
| Patterson of Mills | Smith of Hopkins |
| Patterson          | Smith            |
| of Travis          | of Matagorda     |
| Petsch             | Smith of Tarrant |
| Pope               | Stevenson        |
| Prescott           | Stinson          |
| Quinn              | Stocks           |
| Ragsdale           | Talbert          |
| Reader             | Tarwater         |
| Reed of Bowie      | Tennant          |
| Reed of Dallas     | Tennyson         |
| Rhodes             | Thornberry       |
| Roark              | Thornton         |
| Ross               | Waggoner         |
| Russell            | Walker           |
| Rutta              | Weldon           |
| Schuenemann        | Westbrook        |
| Settle             | Wood             |
| Sharpe             | Worley           |
| Shell              |                  |

## Absent

|         |                   |
|---------|-------------------|
| Adkins  | Hull              |
| Bond    | Johnson           |
| Cagle   | of Tarrant        |
| Dean    | Jones of Atascosa |
| Dollins | Mann              |
| Farmer  | McKinney          |
| Felty   | Riddle            |
| Hartzog | Sewell            |
| Hoskins | Vale              |
| Howard  | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

HOUSE BILL NO. 410 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 410, A bill to be entitled "An Act providing that County Commissioners Courts of this State in conjunction with municipal governments of incorporated cities of population exceeding 15,000 at the last preceding Federal Census, where said cities are county seats of counties may appoint case-workers and investigators to make investigations of needy persons to whom may be supplied necessities furnished by the Texas Relief Commission, any proper Federal agency, or by counties and cities or any one of said agencies, commission cities or counties; provided said counties and municipalities may pay not to exceed Twelve Hundred (\$1,200.00) Dollars per annum salary to such case-worker and investigator; providing the duties and

qualifications of said case-workers and investigators, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—125

|                   |                    |
|-------------------|--------------------|
| Alexander         | Keefe              |
| Alsup             | Kelt               |
| Amos              | Kenyon             |
| Baker             | King               |
| Bates             | Knetsch            |
| Beckworth         | Lankford           |
| Bell              | Lanning            |
| Blankenship       | Leath              |
| Boethel           | Leonard            |
| Boyer             | Leyendecker        |
| Bradbury          | Little             |
| Bradford          | Loggins            |
| Bridgers          | London             |
| Brown             | Lucas              |
| Burton            | Mauritz            |
| Callan            | Mays               |
| Carssow           | McConnell          |
| Cathey            | McCracken          |
| Cauthorn          | McDonald           |
| Celaya            | McFarland          |
| Cleveland         | McKee              |
| Colquitt          | McKinney           |
| Davis of Haskell  | Metcalfe           |
| Davis of Jasper   | Moffett            |
| Davison of Fisher | Monkhouse          |
| Davisson          | Morris             |
| of Eastland       | Morse              |
| Deglandon         | Newton             |
| Derden            | Nicholson          |
| Dickison          | Oliver             |
| England           | Palmer             |
| Fielden           | Patterson of Mills |
| Fox               | Patterson          |
| Fuchs             | of Travis          |
| Gibson            | Petsch             |
| Graves            | Pope               |
| Hamilton          | Prescott           |
| Hankamer          | Quinn              |
| Hanna             | Ragsdale           |
| Harbin            | Reader             |
| Hardin            | Reed of Bowie      |
| Harrell           | Reed of Dallas     |
| Harris of Archer  | Rhodes             |
| Harris of Dallas  | Roark              |
| Harris of Dickens | Ross               |
| Hartzog           | Russell            |
| Heflin            | Rutta              |
| Herzik            | Schuenemann        |
| Holland           | Settle             |
| Huddleston        | Sharpe             |
| Hull              | Shell              |
| Hyder             | Simpson            |
| Jackson           | Smith of Hopkins   |
| James             | Smith              |
| Johnson of Ellis  | of Matagorda       |
| Jones of Falls    | Smith of Tarrant   |
| Jones of Wise     | Stevenson          |

Stinson  
Stocks  
Talbert  
Tarwater  
Tennant  
Tennyson  
Thornberry

Thornton  
Waggoner  
Walker  
Weldon  
Westbrook  
Wood  
Worley

## Absent

|           |                   |
|-----------|-------------------|
| Adkins    | Johnson           |
| Bond      | of Tarrant        |
| Broadfoot | Jones of Angelina |
| Cagle     | Jones of Atascosa |
| Dean      | Keith             |
| Dollins   | Mann              |
| Farmer    | Riddle            |
| Felty     | Sewell            |
| Harper    | Vale              |
| Hoskins   | Winfree           |
| Howard    |                   |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 414 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 414, A bill to be entitled "An Act to amend Article 923pp of the Penal Code of the Revised Statutes of Texas, Acts, 1925, Thirty-ninth Legislature, page 436, Chapter 177, Section 8; as amended by Acts, 1927, Fortieth Legislature, page 49, Chapter 35, Section 1; as amended by Acts, 1927, Fortieth Legislature, First Called Session, page 102, Chapter 34, Section 1; providing that Falls County, State of Texas, shall not be under and subject to the provisions of this Act, and declaring an emergency."

The bill was read third time.

Mr. Derden offered the following amendment to the bill:

Amend House Bill No. 414, Section One, by inserting in line 15 on page two, between the word "fox" and the word "provided" the following: "provided that no steel traps may be set for wild fox in Falls County."

The amendment was adopted.

House Bill No. 414 was then passed by the following vote:

## Yeas—123

|           |             |
|-----------|-------------|
| Alexander | Beckworth   |
| Alsup     | Bell        |
| Amos      | Blankenship |
| Baker     | Boethel     |
| Bates     | Boyer       |

|                      |                     |
|----------------------|---------------------|
| Bradbury             | Leyendecker         |
| Bradford             | Little              |
| Bridgers             | Loggins             |
| Brown                | London              |
| Burton               | Mauritz             |
| Callan               | Mays                |
| Carssow              | McConnell           |
| Cathey               | McCracken           |
| Cauthorn             | McDonald            |
| Celaya               | McFarland           |
| Cleveland            | McKee               |
| Colquitt             | Metcalfe            |
| Davis of Jasper      | Moffett             |
| Davisson of Fisher   | Monkhouse           |
| Davisson of Eastland | Morse               |
| Deglandon            | Newton              |
| Derden               | Nicholson           |
| Dickson              | Oliver              |
| England              | Palmer              |
| Fielden              | Patterson of Mills  |
| Fox                  | Patterson of Travis |
| Fuchs                | Petsch              |
| Gibson               | Pope                |
| Graves               | Prescott            |
| Hamilton             | Quinn               |
| Hankamer             | Ragsdale            |
| Hanna                | Reed of Bowie       |
| Harbin               | Reed of Dallas      |
| Hardin               | Rhodes              |
| Harper               | Roark               |
| Harrell              | Ross                |
| Harris of Archer     | Russell             |
| Harris of Dallas     | Rutta               |
| Harris of Dickens    | Schuenemann         |
| Hartzog              | Settle              |
| Heflin               | Sharpe              |
| Herzik               | Shell               |
| Holland              | Simpson             |
| Hoskins              | Smith of Hopkins    |
| Huddleston           | Smith of Matagorda  |
| Hull                 | Smith of Tarrant    |
| Hyder                | Stevenson           |
| Jackson              | Stinson             |
| James                | Stocks              |
| Johnson of Ellis     | Talbert             |
| Jones of Angelina    | Tarwater            |
| Jones of Falls       | Tennant             |
| Jones of Wise        | Tennyson            |
| Keefe                | Thornberry          |
| Kelt                 | Thornton            |
| Kenyon               | Waggoner            |
| King                 | Walker              |
| Knetsch              | Weldon              |
| Lankford             | Westbrook           |
| Lanning              | Wood                |
| Leath                | Worley              |
| Leonard              |                     |

## Absent

|           |                  |
|-----------|------------------|
| Adkins    | Davis of Haskell |
| Bond      | Dean             |
| Broadfoot | Dollins          |
| Cagle     | Farmer           |

|                   |          |
|-------------------|----------|
| Felty             | McKinney |
| Howard            | Morris   |
| Johnson           | Reader   |
| of Tarrant        | Riddle   |
| Jones of Atascosa | Sewell   |
| Keith             | Vale     |
| Lucas             | Winfree  |
| Mann              |          |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 518 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 518, A bill to be entitled "An Act to amend Chapter 2 of Title 116 of the Revised Civil Statutes of Texas, 1925, by adding to said Chapter a new Article to be known as 'Article 6711-A', providing that upon application of ten (10) or more resident citizens of the County of Trinity, or one person living within an enclosure of two thousand (2,000) acres or more in said County, the Commissioners Court of said County shall open a road through said enclosure of land, or between different persons or owners of land, or along any section line, or along any survey line, or along any survey subdivision line, where said land is adjacent or contiguous to public rivers, lakes or bays in the County of Trinity; providing for notice and hearing on said application; . . . etc., and declaring an emergency."

The bill was read third time.

Mr. Keefe offered the following amendment to the bill:

Amend House Bill No. 518, by changing the words and figures "Article 6711-A" to "Article 6711-B", wherever they appear in the bill and caption.

KEEFE,  
PALMER.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 518 was then passed by the following vote:

Yeas—128

|           |           |
|-----------|-----------|
| Alexander | Baker     |
| Alsup     | Bates     |
| Amos      | Beckworth |

|                   |                    |
|-------------------|--------------------|
| Bell              | Leonard            |
| Blankenship       | Leyendecker        |
| Boethel           | Little             |
| Boyer             | Loggins            |
| Bradbury          | London             |
| Bradford          | Lucas              |
| Bridgers          | Mauritz            |
| Brown             | Mays               |
| Burton            | McConnell          |
| Callan            | McCracken          |
| Carssow           | McDonald           |
| Cathey            | McFarland          |
| Cauthorn          | McKee              |
| Celaya            | McKinney           |
| Cleveland         | Metcalfe           |
| Colquitt          | Moffett            |
| Davis of Haskell  | Monkhouse          |
| Davis of Jasper   | Morris             |
| Davison of Fisher | Morse              |
| Davisson          | Newton             |
| of Eastland       | Nicholson          |
| Deglandon         | Oliver             |
| Derden            | Patterson of Mills |
| Dickison          | Patterson          |
| England           | of Travis          |
| Fielden           | Petsch             |
| Fox               | Pope               |
| Fuchs             | Prescott           |
| Gibson            | Quinn              |
| Graves            | Ragsdale           |
| Hamilton          | Reader             |
| Hankamer          | Reed of Bowie      |
| Hanna             | Reed of Dallas     |
| Harbin            | Rhodes             |
| Hardin            | Roark              |
| Harper            | Ross               |
| Harrell           | Russell            |
| Harris of Archer  | Rutta              |
| Harris of Dallas  | Schuenemann        |
| Harris of Dickens | Settle             |
| Hartzog           | Sharpe             |
| Heflin            | Shell              |
| Herzik            | Simpson            |
| Holland           | Smith of Hopkins   |
| Hoskins           | Smith              |
| Huddleston        | of Matagorda       |
| Hull              | Smith of Tarrant   |
| Hyder             | Stevenson          |
| Jackson           | Stinson            |
| James             | Stocks             |
| Johnson of Ellis  | Talbert            |
| Jones of Angelina | Tarwater           |
| Jones of Falls    | Tennant            |
| Jones of Wise     | Tennyson           |
| Keefe             | Thornberry         |
| Keith             | Thornton           |
| Kelt              | Waggoner           |
| Kenyon            | Walker             |
| King              | Weldon             |
| Knetsch           | Westbrook          |
| Lankford          | Wood               |
| Lanning           | Worley             |
| Leath             |                    |
| Adkins            | Absent             |
|                   | Bond               |

|            |                   |
|------------|-------------------|
| Broadfoot  | Jones of Atascosa |
| Cagle      | Mann              |
| Dean       | Palmer            |
| Dollins    | Riddle            |
| Farmer     | Sewell            |
| Felty      | Vale              |
| Howard     | Winfree           |
| Johnson    |                   |
| of Tarrant |                   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 566 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 566. A bill to be entitled "An Act declaring it unlawful for any person to sell, take or have in his possession for the purpose of barter or sale any wild fox or the pelt thereof in Cass County; declaring it unlawful for any person to catch any fur bearing animal in Cass County with a steel trap, dead fall, or any other mechanical device; providing that this Act shall not include moles, gophers and salamanders as fur bearing animals and providing that this Act shall not apply to the taking of fur bearing animals with dogs; providing a penalty for the violation of this Act; repealing all laws and parts of laws in conflict; providing that this Act shall be in force for a period of five years, and declaring an emergency."

The bill was read third time.

Mr. Reed of Bowie offered the following amendment to the bill:

Amend House Bill No. 566, Section one, line two, by adding at the end of the word "Cass" the words "Bowie", or "Marion" and pluralizing the word "county".

REED of Bowie,  
HARPER.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 566 was then passed by the following vote:

Yeas—123

|           |             |
|-----------|-------------|
| Alexander | Bates       |
| Alsup     | Beckworth   |
| Amos      | Bell        |
| Baker     | Blankenship |

|                   |                    |
|-------------------|--------------------|
| Boethel           | Little             |
| Boyer             | Loggins            |
| Bradbury          | London             |
| Bradford          | Lucas              |
| Bridgers          | Mauritz            |
| Brown             | Mays               |
| Burton            | McConnell          |
| Cagle             | McCracken          |
| Callan            | McDonald           |
| Carssow           | McFarland          |
| Cathey            | McKee              |
| Cauthorn          | Metcalf            |
| Celaya            | Moffett            |
| Cleveland         | Monkhouse          |
| Colquitt          | Morris             |
| Davis of Haskell  | Morse              |
| Davis of Jasper   | Newton             |
| Davison of Fisher | Nicholson          |
| Davisson          | Oliver             |
| of Eastland       | Palmer             |
| Deglandon         | Patterson of Mills |
| Dickison          | Patterson          |
| England           | of Travis          |
| Fielden           | Pope               |
| Fox               | Prescott           |
| Fuchs             | Quinn              |
| Gibson            | Ragsdale           |
| Hamilton          | Reader             |
| Hankamer          | Reed of Bowie      |
| Hanna             | Reed of Dallas     |
| Harbin            | Rhodes             |
| Hardin            | Roark              |
| Harper            | Ross               |
| Harrell           | Russell            |
| Harris of Archer  | Rutta              |
| Harris of Dallas  | Schuenemann        |
| Harris of Dickens | Settle             |
| Hartzog           | Sharpe             |
| Heflin            | Shell              |
| Holland           | Simpson            |
| Hoskins           | Smith of Hopkins   |
| Huddleston        | Smith              |
| Hyder             | of Matagorda       |
| Jackson           | Smith of Tarrant   |
| James             | Stevenson          |
| Johnson of Ellis  | Stinson            |
| Jones of Angelina | Stocks             |
| Jones of Falls    | Talbert            |
| Jones of Wise     | Tarwater           |
| Keeffe            | Tennant            |
| Keith             | Tennyson           |
| Kelt              | Thornberry         |
| Kenyon            | Thornton           |
| King              | Waggoner           |
| Lankford          | Walker             |
| Lanning           | Weldon             |
| Leath             | Westbrook          |
| Leonard           | Wood               |
| Leyendecker       | Worley             |

Present—Not Voting

Knetsch

Absent

Adkins

Bond

|           |                   |
|-----------|-------------------|
| Broadfoot | Johnson           |
| Dean      | of Tarrant        |
| Derden    | Jones of Atascosa |
| Dollins   | Mann              |
| Farmer    | McKinney          |
| Felty     | Petsch            |
| Graves    | Riddle            |
| Herzik    | Sewell            |
| Howard    | Vale              |
| Hull      | Winfree           |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 596 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 596, A bill to be entitled "An Act to permit any county containing a population not less than five thousand five hundred (5,500) nor more than five thousand eight hundred (5,800) according to the last preceding Federal Census to adopt by majority vote of qualified voters of such county a county unit system to the extent provided in this Act; making provisions for the formation of county wide school district therein; . . . etc., and declaring an emergency."

The bill was read third time.

Mr. Kenyon offered the following amendments to the bill:

Amend House Bill No. 596, by striking out the words and figures "5,500" wherever they appear in the bill and inserting in lieu thereof the words and figures "5,600".

Amend House Bill No. 596, by striking out the words and figures "5,800" wherever they appear and insert in lieu thereof the words and figures "5,750".

The amendments were severally adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 596 was then passed by the following vote:

Yeas—123

|           |             |
|-----------|-------------|
| Adkins    | Beckworth   |
| Alexander | Bell        |
| Alsup     | Blankenship |
| Amos      | Boethel     |
| Bates     | Boyer       |

|                   |                    |
|-------------------|--------------------|
| Bradbury          | Leyendecker        |
| Bradford          | Little             |
| Bridgers          | Loggins            |
| Brown             | London             |
| Burton            | Lucas              |
| Cagle             | Mauritz            |
| Callan            | Mays               |
| Carsow            | McConnell          |
| Cathey            | McCracken          |
| Cauthorn          | McDonald           |
| Celaya            | McKee              |
| Cleveland         | McKinney           |
| Colquitt          | Metcalfe           |
| Davis of Haskell  | Moffett            |
| Davis of Jasper   | Monkhouse          |
| Davisson          | Morris             |
| of Eastland       | Morse              |
| Deglandon         | Newton             |
| Derden            | Nicholson          |
| Dickison          | Oliver             |
| England           | Palmer             |
| Fielden           | Patterson of Mills |
| Fox               | Patterson          |
| Fuchs             | of Travis          |
| Gibson            | Petsch             |
| Hamilton          | Pope               |
| Hankamer          | Prescott           |
| Hanna             | Quinn              |
| Harbin            | Ragsdale           |
| Hardin            | Reader             |
| Harper            | Reed of Bowie      |
| Harrell           | Reed of Dallas     |
| Harris of Archer  | Rhodes             |
| Harris of Dallas  | Roark              |
| Harris of Dickens | Ross               |
| Hartzog           | Russell            |
| Heflin            | Rutta              |
| Herzik            | Schuenemann        |
| Holland           | Settle             |
| Hoskins           | Sharpe             |
| Huddleston        | Shell              |
| Hull              | Simpson            |
| Hyder             | Smith of Hopkins   |
| Jackson           | Smith              |
| James             | of Matagorda       |
| Johnson of Ellis  | Smith of Tarrant   |
| Jones of Angelina | Stinson            |
| Jones of Falls    | Stocks             |
| Jones of Wise     | Talbert            |
| Keefe             | Tarwater           |
| Keith             | Tennant            |
| Kelt              | Thornton           |
| Kenyon            | Waggoner           |
| King              | Walker             |
| Knetsch           | Weldon             |
| Lanning           | Westbrook          |
| Leath             | Wood               |
| Leonard           | Worley             |

Nays—1

Lankford

Absent

Baker  
BondBroadfoot  
Davison of Fisher

|                   |            |
|-------------------|------------|
| Dean              | Mann       |
| Dollins           | McFarland  |
| Farmer            | Riddle     |
| Felty             | Sewell     |
| Graves            | Stevenson  |
| Howard            | Tennyson   |
| Johnson           | Thornberry |
| of Tarrant        | Vale       |
| Jones of Atascosa | Winfree    |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

HOUSE BILL NO. 597 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 597, A bill to be entitled "An Act to amend Article 7009, Revised Civil Statutes of Texas, 1925, increasing the term of office for the members of the Live Stock Sanitary Commission of the State of Texas from two to six years so that one term of office will expire each two years, providing for the appointment of a Chairman of said Commission, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—119

|                   |                   |
|-------------------|-------------------|
| Adkins            | England           |
| Alexander         | Fielden           |
| Alsup             | Fox               |
| Amos              | Fuchs             |
| Baker             | Gibson            |
| Bates             | Graves            |
| Beckworth         | Hamilton          |
| Bell              | Hankamer          |
| Boethel           | Hanna             |
| Boyer             | Harbin            |
| Bradbury          | Hardin            |
| Bridgers          | Harper            |
| Brown             | Harrell           |
| Burton            | Harris of Archer  |
| Callan            | Harris of Dallas  |
| Carsow            | Hartzog           |
| Cathey            | Heflin            |
| Cauthorn          | Herzik            |
| Celaya            | Holland           |
| Cleveland         | Hoskins           |
| Colquitt          | Huddleston        |
| Davis of Haskell  | Hull              |
| Davis of Jasper   | Hyder             |
| Davison of Fisher | Jackson           |
| Davisson          | James             |
| of Eastland       | Johnson of Ellis  |
| Deglandon         | Jones of Angelina |
| Derden            | Jones of Falls    |
| Dickison          | Jones of Wise     |

|                    |                  |
|--------------------|------------------|
| Keefe              | Quinn            |
| Kelt               | Ragsdale         |
| King               | Reader           |
| Knetsch            | Reed of Bowie    |
| Lanning            | Reed of Dallas   |
| Leath              | Rhodes           |
| Leonard            | Roark            |
| Leyendecker        | Ross             |
| Little             | Russell          |
| Loggins            | Rutta            |
| London             | Schuenemann      |
| Lucas              | Settle           |
| Mauritz            | Sharpe           |
| McConnell          | Shell            |
| McCracken          | Simpson          |
| McDonald           | Smith of Hopkins |
| McKee              | Smith            |
| Metcalfe           | of Matagorda     |
| Moffett            | Smith of Tarrant |
| Monkhouse          | Stinson          |
| Morris             | Stocks           |
| Morse              | Talbert          |
| Newton             | Tarwater         |
| Nicholson          | Tennant          |
| Oliver             | Tennyson         |
| Palmer             | Thornberry       |
| Patterson of Mills | Thornton         |
| Patterson          | Waggoner         |
| of Travis          | Walker           |
| Petsch             | Weldon           |
| Pope               | Wood             |
| Prescott           | Worley           |

## Nays—1

Lankford

Present—Not Voting

Blankenship Westbrook

## Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Jones of Atascosa |
| Bradford          | Keith             |
| Broadfoot         | Kenyon            |
| Cagle             | Mann              |
| Dean              | Mays              |
| Dollins           | McFarland         |
| Farmer            | McKinney          |
| Felty             | Riddle            |
| Harris of Dickens | Sewell            |
| Howard            | Stevenson         |
| Johnson           | Vale              |
| of Tarrant        | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 607 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 607, A bill to be entitled "An Act creating a special road law

for Karnes County, Texas, providing that said County may fund or refund the indebtedness outstanding against its road and bridge fund as of February 8, 1937, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the Commissioners' Court of said County, and officers thereof, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of General Laws on the subject of roads and bridges and General Laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

The bill was read third time.

On motion of Mr. Schuenemann, the bill was laid on the table.

## HOUSE BILL NO. 604 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 604, A bill to be entitled "An Act creating a special law for San Saba County, Texas, providing that said County may fund certain warrants outstanding against its road and bridge fund as of February 15, 1937, by the issuance of funding bonds, and setting forth the method of issuing same; validating all acts of the Commissioners' Court and of the county officials of said County in authorizing, issuing and delivering said warrants; providing that the general laws pertaining to roads and bridges shall be applicable to said County, when not in conflict herewith; repealing all laws in conflict herewith; enacting provisions incident to and relating to the subject and purpose of this Act, and declaring an emergency."

The bill was read third time.

On motion of Mr. Adkins, the bill was laid on the table.

## HOUSE BILL NO. 613 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 613, A bill to be entitled "An Act creating a special road law for San Patricio County, Texas, pro-

viding that said County may fund or refund the indebtedness outstanding against its road and bridge fund prior to May 21st, 1931; setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the Commissioners' Court of said County and officers thereof, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of General Laws on the subject of roads and bridges and General Laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

The bill was read third time.

On motion of Mr. Shell, the bill was laid on the table subject to call.

#### HOUSE BILL NO. 624 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 624, A bill to be entitled "An Act providing that it shall be unlawful to take any fish for sale from the waters of Lake Corpus Christi, situated in the Counties of San Patricio, Jim Wells, and Live Oak, or from the waters of the Nueces River between Calallen Dam and west boundary line of Live Oak County, including all of the tributaries of the Nueces River within the boundaries of Live Oak County, San Patricio County and Nueces County; providing a closed season for fishing in said waters; prohibiting the use of certain devices for taking fish in said waters; providing a suitable penalty for any violation of this Act; repealing all laws in conflict therewith, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

#### Yeas—120

|           |           |
|-----------|-----------|
| Adkins    | Bridgers  |
| Alexander | Brown     |
| Alsup     | Burton    |
| Amos      | Cagle     |
| Bates     | Callan    |
| Beckworth | Carssow   |
| Bell      | Cathey    |
| Boethel   | Cauthorn  |
| Boyer     | Celaya    |
| Bradbury  | Cleveland |

|                   |                    |
|-------------------|--------------------|
| Colquitt          | McCracken          |
| Davis of Haskell  | McDonald           |
| Davis of Jasper   | McFarland          |
| Davison of Fisher | McKee              |
| Davisson          | Metcalfe           |
| of Eastland       | Moffett            |
| Deglandon         | Monkhouse          |
| Derden            | Morris             |
| Dickison          | Morse              |
| England           | Newton             |
| Fox               | Nicholson          |
| Fuchs             | Oliver             |
| Gibson            | Patterson of Mills |
| Graves            | Patterson          |
| Hamilton          | of Travis          |
| Hankamer          | Petsch             |
| Hanna             | Pope               |
| Hardin            | Prescott           |
| Harrell           | Quinn              |
| Harris of Archer  | Ragsdale           |
| Harris of Dallas  | Reader             |
| Hartzog           | Reed of Bowie      |
| Heflin            | Reed of Dallas     |
| Herzik            | Rhodes             |
| Holland           | Roark              |
| Hoskins           | Ross               |
| Huddleston        | Russell            |
| Hull              | Rutta              |
| Hyder             | Schuenemann        |
| Jackson           | Settle             |
| James             | Sharpe             |
| Johnson of Ellis  | Shell              |
| Jones of Angelina | Simpson            |
| Jones of Falls    | Smith of Hopkins   |
| Jones of Wise     | Smith              |
| Keefe             | of Matagorda       |
| Keith             | Smith of Tarrant   |
| Kelt              | Stevenson          |
| King              | Stinson            |
| Knetsch           | Stocks             |
| Lankford          | Talbert            |
| Lanning           | Tarwater           |
| Leath             | Tennant            |
| Leonard           | Tennyson           |
| Leyendecker       | Thornberry         |
| Little            | Thornton           |
| Loggins           | Waggoner           |
| London            | Walker             |
| Lucas             | Westbrook          |
| Mauritz           | Wood               |
| Mays              | Worley             |
| McConnell         |                    |

#### Present—Not Voting

|             |                   |
|-------------|-------------------|
| Blankenship | Fielden           |
|             | Absent            |
| Baker       | Felty             |
| Bond        | Harbin            |
| Bradford    | Harper            |
| Broadfoot   | Harris of Dickens |
| Dean        | Howard            |
| Dollins     | Johnson           |
| Farmer      | of Tarrant        |



|                   |         |
|-------------------|---------|
| Jones of Atascosa | Riddle  |
| Kenyon            | Sewell  |
| Mann              | Vale    |
| McKinney          | Weldon  |
| Palmer            | Winfree |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 653 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 653, A bill to be entitled "An Act making it the duty of the Commissioner of Agriculture of the State of Texas to control and/or eradicate the Mexican fruit fly in the State of Texas; providing a title for said Act; defining certain terms as used herein; providing a host-free period, and authorizing the Commissioner of Agriculture of the State of Texas to adopt the host-free period promulgated by the United States Department of Agriculture; . . . etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—117

|                   |                   |
|-------------------|-------------------|
| Adkins            | Fielden           |
| Alexander         | Fox               |
| Alsup             | Fuchs             |
| Amos              | Gibson            |
| Baker             | Hamilton          |
| Bates             | Hankamer          |
| Beckworth         | Hanna             |
| Bell              | Hardin            |
| Blankenship       | Harper            |
| Boethel           | Harrell           |
| Boyer             | Harris of Archer  |
| Bradbury          | Harris of Dallas  |
| Bridgers          | Hartzog           |
| Brown             | Heflin            |
| Burton            | Holland           |
| Cagle             | Huddleston        |
| Callan            | Hull              |
| Carssow           | Hyder             |
| Cathey            | Jackson           |
| Cauthorn          | James             |
| Celaya            | Johnson of Ellis  |
| Cleveland         | Jones of Angelina |
| Colquitt          | Jones of Falls    |
| Davis of Haskell  | Jones of Wise     |
| Davis of Jasper   | Keefe             |
| Davison of Fisher | Keith             |
| Davisson          | Kelt              |
| of Eastland       | King              |
| Deglandon         | Knetsch           |
| Derden            | Lankford          |
| Dickison          | Lanning           |

|                    |                  |
|--------------------|------------------|
| Leath              | Ragsdale         |
| Leonard            | Reader           |
| Leyendecker        | Reed of Bowie    |
| Little             | Reed of Dallas   |
| Loggins            | Roark            |
| London             | Ross             |
| Lucas              | Russell          |
| Mauritz            | Rutta            |
| Mays               | Schuenemann      |
| McConnell          | Sharpe           |
| McCracken          | Simpson          |
| McDonald           | Smith of Hopkins |
| McFarland          | Smith            |
| McKee              | of Matagorda     |
| Metcalfe           | Smith of Tarrant |
| Moffett            | Stinson          |
| Monkhouse          | Stocks           |
| Morris             | Talbert          |
| Morse              | Tarwater         |
| Newton             | Tennant          |
| Nicholson          | Tennyson         |
| Oliver             | Thornberry       |
| Patterson of Mills | Thornton         |
| Patterson          | Waggoner         |
| of Travis          | Walker           |
| Petsch             | Weldon           |
| Pope               | Westbrook        |
| Prescott           | Wood             |
| Quinn              | Worley           |

Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Johnson           |
| Bradford          | of Tarrant        |
| Broadfoot         | Jones of Atascosa |
| Dean              | Kenyon            |
| Dollins           | Mann              |
| England           | McKinney          |
| Farmer            | Palmer            |
| Felty             | Rhodes            |
| Graves            | Riddle            |
| Harbin            | Settle            |
| Harris of Dickens | Sewell            |
| Herzik            | Shell             |
| Hoskins           | Stevenson         |
| Howard            | Vale              |
|                   | Winfree           |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 654 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 654, A bill to be entitled "An Act providing for and authorizing 'Marketing Agreements' with respect to citrus fruits or citrus fruit; authorizing the Commissioner of Agriculture of the State of Texas to enter into 'Marketing Agreements' with

producers, shippers and/or handlers thereof in interstate commerce; setting forth the imperative necessity therefor; . . . etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—117

|                   |                    |
|-------------------|--------------------|
| Adkins            | Keefe              |
| Alexander         | Keith              |
| Alsup             | Kelt               |
| Amos              | King               |
| Baker             | Knetsch            |
| Bates             | Lankford           |
| Beckworth         | Lanning            |
| Bell              | Leonard            |
| Blankenship       | Leyendecker        |
| Boethel           | Little             |
| Boyer             | Loggins            |
| Bradbury          | London             |
| Bridgers          | Lucas              |
| Brown             | Mauritz            |
| Burton            | Mays               |
| Callan            | McConnell          |
| Carssow           | McCracken          |
| Cathey            | McDonald           |
| Cauthorn          | McFarland          |
| Celaya            | McKee              |
| Cleveland         | Metcalfe           |
| Colquitt          | Moffett            |
| Davis of Haskell  | Monkhouse          |
| Davison of Fisher | Morris             |
| Davison           | Newton             |
| of Eastland       | Nicholson          |
| Deglandon         | Oliver             |
| Derden            | Patterson of Mills |
| Dickison          | Patterson          |
| Fielden           | of Travis          |
| Fox               | Petsch             |
| Fuchs             | Pope               |
| Gibson            | Prescott           |
| Hamilton          | Ragsdale           |
| Hankamer          | Reader             |
| Hanna             | Reed of Bowie      |
| Harbin            | Reed of Dallas     |
| Hardin            | Rhodes             |
| Harrell           | Roark              |
| Harris of Archer  | Russell            |
| Harris of Dallas  | Rutta              |
| Hartzog           | Schuenemann        |
| Heflin            | Settle             |
| Herzik            | Sharpe             |
| Holland           | Shell              |
| Hoskins           | Simpson            |
| Huddleston        | Smith of Hopkins   |
| Hull              | Smith              |
| Hyder             | of Matagorda       |
| Jackson           | Smith of Tarrant   |
| James             | Stevenson          |
| Johnson of Ellis  | Stinson            |
| Jones of Angelina | Stocks             |
| Jones of Falls    | Talbert            |
| Jones of Wise     | Tarwater           |

|            |           |
|------------|-----------|
| Tennant    | Walker    |
| Tennyson   | Weldon    |
| Thornberry | Westbrook |
| Thornton   | Wood      |
| Waggoner   | Worley    |

Nays—2

Cagle

Ross

Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Johnson           |
| Bradford          | of Tarrant        |
| Broadfoot         | Jones of Atascosa |
| Davis of Jasper   | Kenyon            |
| Dean              | Leath             |
| Dollins           | Mann              |
| England           | McKinney          |
| Farmer            | Morse             |
| Felty             | Palmer            |
| Graves            | Quinn             |
| Harper            | Riddle            |
| Harris of Dickens | Sewell            |
| Howard            | Vale              |
|                   | Winfree           |

Absent—Excused

Kern

Powell

Langdon

Skaggs

#### HOUSE BILL NO. 665 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 665, A bill to be entitled "An Act amending Article 1970-314, Revised Civil Statutes of Texas, 1925, so as to give the County Court of Red River County, Texas, original concurrent jurisdiction with the District Court of said County in certain criminal cases, and exclusive appellate jurisdiction of certain criminal cases appealed from Justice Courts, to conform the jurisdiction of the District Court of such County to such change; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—117

|             |          |
|-------------|----------|
| Adkins      | Bradbury |
| Alexander   | Bridgers |
| Alsup       | Brown    |
| Amos        | Burton   |
| Baker       | Cagle    |
| Bates       | Callan   |
| Beckworth   | Carssow  |
| Bell        | Cathey   |
| Blankenship | Cauthorn |
| Boethel     | Celaya   |
| Boyer       | Colquitt |

|                   |                    |
|-------------------|--------------------|
| Davis of Haskell  | McConnell          |
| Davis of Jasper   | McCracken          |
| Davison of Fisher | McDonald           |
| Davisson          | McKee              |
| of Eastland       | Metcalf            |
| Deglandon         | Moffett            |
| Derden            | Monkhouse          |
| Dickison          | Morris             |
| Fielden           | Newton             |
| Fox               | Nicholson          |
| Fuchs             | Oliver             |
| Gibson            | Palmer             |
| Hamilton          | Patterson of Mills |
| Hanna             | Patterson          |
| Harbin            | of Travis          |
| Hardin            | Petsch             |
| Harper            | Pope               |
| Harrell           | Prescott           |
| Harris of Archer  | Quinn              |
| Harris of Dallas  | Ragsdale           |
| Hartzog           | Reader             |
| Heflin            | Reed of Bowie      |
| Herzik            | Reed of Dallas     |
| Holland           | Rhodes             |
| Hoskins           | Roark              |
| Huddleston        | Ross               |
| Hyder             | Russell            |
| Jackson           | Rutta              |
| James             | Schuenemann        |
| Johnson of Ellis  | Settle             |
| Jones of Angelina | Sharpe             |
| Jones of Falls    | Shell              |
| Jones of Wise     | Simpson            |
| Keefe             | Smith of Hopkins   |
| Keith             | Smith of Tarrant   |
| Kelt              | Stevenson          |
| Kenyon            | Stinson            |
| King              | Stocks             |
| Knetsch           | Talbert            |
| Lankford          | Tennant            |
| Lanning           | Tennyson           |
| Leonard           | Thornton           |
| Leyendecker       | Waggoner           |
| Little            | Walker             |
| Loggins           | Weldon             |
| London            | Westbrook          |
| Lucas             | Wood               |
| Mauritz           | Worley             |
| Mays              |                    |

## Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Hull              |
| Bradford          | Johnson           |
| Broadfoot         | of Tarrant        |
| Cleveland         | Jones of Atascosa |
| Dean              | Leath             |
| Dollins           | Mann              |
| England           | McFarland         |
| Farmer            | McKinney          |
| Felty             | Morse             |
| Graves            | Riddle            |
| Hankamer          | Sewell            |
| Harris of Dickens | Smith             |
| Howard            | of Matagorda      |

|            |         |
|------------|---------|
| Tarwater   | Vale    |
| Thornberry | Winfree |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 706 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 706, A bill to be entitled "An Act providing for the employment by the County Board of School Trustees and the County Superintendent of rural school supervisors in counties having a population of not less than 290,000, nor more than 320,000 to act as such in the work of the primary and intermediate grades of the rural schools of the county; . . . etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—118

|                   |                   |
|-------------------|-------------------|
| Adkins            | Hanna             |
| Alexander         | Harbin            |
| Alsup             | Hardin            |
| Amos              | Harper            |
| Baker             | Harrell           |
| Bates             | Harris of Archer  |
| Beckworth         | Harris of Dallas  |
| Bell              | Hartzog           |
| Blankenship       | Heflin            |
| Boethel           | Herzik            |
| Boyer             | Huddleston        |
| Bradbury          | Hyder             |
| Bradford          | Jackson           |
| Bridgers          | James             |
| Brown             | Johnson of Ellis  |
| Burton            | Jones of Angelina |
| Cagle             | Jones of Falls    |
| Callan            | Jones of Wise     |
| Carssow           | Keefe             |
| Cathey            | Keith             |
| Cauthorn          | Kelt              |
| Celaya            | Kenyon            |
| Colquitt          | King              |
| Davis of Haskell  | Knetsch           |
| Davis of Jasper   | Lankford          |
| Davison of Fisher | Lanning           |
| Davisson          | Leonard           |
| of Eastland       | Leyendecker       |
| Deglandon         | Little            |
| Derden            | Loggins           |
| Dickison          | London            |
| Fielden           | Lucas             |
| Fox               | Mauritz           |
| Fuchs             | Mays              |
| Gibson            | McConnell         |
| Hamilton          | McCracken         |

|                    |                  |
|--------------------|------------------|
| McDonald           | Russell          |
| McFarland          | Rutta            |
| McKee              | Schuenemann      |
| Metcalfe           | Settle           |
| Moffett            | Sharpe           |
| Monkhouse          | Shell            |
| Morris             | Simpson          |
| Morse              | Smith            |
| Newton             | of Matagorda     |
| Nicholson          | Smith of Tarrant |
| Oliver             | Stevenson        |
| Patterson of Mills | Stinson          |
| Patterson          | Stocks           |
| of Travis          | Talbert          |
| Petsch             | Tarwater         |
| Pope               | Tennant          |
| Prescott           | Thornberry       |
| Quinn              | Thornton         |
| Ragsdale           | Waggoner         |
| Reader             | Walker           |
| Reed of Bowie      | Weldon           |
| Reed of Dallas     | Westbrook        |
| Rhodes             | Wood             |
| Roark              | Worley           |
| Ross               |                  |

## Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Hull              |
| Broadfoot         | Johnson           |
| Cleveland         | of Tarrant        |
| Dean              | Jones of Atascosa |
| Dollins           | Leath             |
| England           | Mann              |
| Farmer            | McKinney          |
| Felty             | Palmer            |
| Graves            | Riddle            |
| Hankamer          | Sewell            |
| Harris of Dickens | Smith of Hopkins  |
| Holland           | Tennyson          |
| Hoskins           | Vale              |
| Howard            | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 773 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 773, A bill to be entitled "An Act authorizing the Commissioner of Agriculture of this State to establish and maintain quarantine regulations in order to prevent the introduction into or the spread within this State of pests and diseases for the protection of Agricultural industry of this State and to provide for the inspection of things and plants with reference to such quarantine, requiring persons to notify the Commissioner of Agriculture of the ar-

rival of such things and plants against which a quarantine has been established and to hold them for inspection, and providing for the disposal of such infected things or plants by the Commissioner of Agriculture and further providing the manner of declaring such quarantines, and providing for investigation by the Commissioner of Agriculture in order to determine the existence of such pests and diseases and authorizing him to declare and enforce quarantine in order to prevent the spread thereof, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—121

|                   |                    |
|-------------------|--------------------|
| Alexander         | Herzik             |
| Alsup             | Holland            |
| Amos              | Hoskins            |
| Baker             | Huddleston         |
| Bates             | Hull               |
| Beckworth         | Hyder              |
| Bell              | Jackson            |
| Blankenship       | James              |
| Boethel           | Johnson of Ellis   |
| Boyer             | Jones of Angelina  |
| Bradbury          | Jones of Falls     |
| Bradford          | Jones of Wise      |
| Bridgers          | Keefe              |
| Brown             | Keith              |
| Burton            | Kelt               |
| Cagle             | Kenyon             |
| Carssow           | King               |
| Cathey            | Knetsch            |
| Cauthorn          | Lankford           |
| Celaya            | Lanning            |
| Cleveland         | Leonard            |
| Colquitt          | Leyendecker        |
| Davis of Haskell  | Little             |
| Davis of Jasper   | Loggins            |
| Davison of Fisher | London             |
| Davisson          | Lucas              |
| of Eastland       | Mauritz            |
| Derden            | Mays               |
| Dickison          | McConnell          |
| Fielden           | McCracken          |
| Fox               | McDonald           |
| Fuchs             | McFarland          |
| Gibson            | McKee              |
| Graves            | Metcalfe           |
| Hamilton          | Moffett            |
| Hankamer          | Monkhouse          |
| Hanna             | Morris             |
| Harbin            | Morse              |
| Hardin            | Newton             |
| Harper            | Nicholson          |
| Harrell           | Oliver             |
| Harris of Archer  | Palmer             |
| Harris of Dallas  | Patterson of Mills |
| Hartzog           | Patterson          |
| Heflin            | of Travis          |

|                  |                  |
|------------------|------------------|
| Pope             | Smith            |
| Prescott         | of Matagorda     |
| Quinn            | Smith of Tarrant |
| Ragsdale         | Stevenson        |
| Reader           | Stinson          |
| Reed of Bowie    | Stocks           |
| Rhodes           | Talbert          |
| Roark            | Tarwater         |
| Ross             | Tennant          |
| Russell          | Thornberry       |
| Rutta            | Thornton         |
| Schuenemann      | Waggoner         |
| Settle           | Walker           |
| Sharpe           | Weldon           |
| Shell            | Westbrook        |
| Simpson          | Wood             |
| Smith of Hopkins | Worley           |

## Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Johnson           |
| Bond              | of Tarrant        |
| Broadfoot         | Jones of Atascosa |
| Callan            | Leath             |
| Dean              | Mann              |
| Deglandon         | McKinney          |
| Dollins           | Petsch            |
| England           | Reed of Dallas    |
| Farmer            | Riddle            |
| Felty             | Sewell            |
| Harris of Dickens | Tennyson          |
| Howard            | Vale              |
|                   | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 789 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 789, A bill to be entitled "An Act prescribing additional powers and duties of the Commissioners' Court in Counties having a population of not less than thirty thousand (30,000) and not more than thirty thousand one hundred (30,100) according to the latest Federal Census; making provisions for holding an election in each such county to determine whether a maintenance tax shall be levied against all property in such county for the support of public school therein; prescribing the duties of the County Judge and Commissioners' Court in reference to said election; prescribing the duties and powers of the several Boards of District Trustees, in determining the amount of money necessary to maintain the schools of each school district; . . . etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—122

|                   |                    |
|-------------------|--------------------|
| Adkins            | Keefe              |
| Alexander         | Keith              |
| Alsup             | Kelt               |
| Amos              | Kenyon             |
| Baker             | Knetsch            |
| Bates             | Lanning            |
| Beckworth         | Leonard            |
| Bell              | Leyendecker        |
| Blankenship       | Little             |
| Boethel           | Loggins            |
| Boyer             | London             |
| Bradbury          | Lucas              |
| Bradford          | Mauritz            |
| Bridgers          | Mays               |
| Brown             | McConnell          |
| Burton            | McCracken          |
| Cagle             | McDonald           |
| Callan            | McFarland          |
| Carsow            | McKee              |
| Cathey            | Metcalfe           |
| Cauthorn          | Moffett            |
| Celaya            | Monkhouse          |
| Cleveland         | Morris             |
| Colquitt          | Morse              |
| Davis of Haskell  | Newton             |
| Davis of Jasper   | Nicholson          |
| Davison of Fisher | Oliver             |
| Davisson          | Patterson of Mills |
| of Eastland       | Patterson          |
| Deglandon         | of Travis          |
| Derden            | Petsch             |
| Dickison          | Pope               |
| Fielden           | Prescott           |
| Fox               | Ragsdale           |
| Fuchs             | Reader             |
| Gibson            | Reed of Bowie      |
| Graves            | Reed of Dallas     |
| Hamilton          | Rhodes             |
| Hankamer          | Roark              |
| Hanna             | Ross               |
| Harbin            | Russell            |
| Hardin            | Rutta              |
| Harper            | Schuenemann        |
| Harrell           | Settle             |
| Harris of Archer  | Sharpe             |
| Harris of Dallas  | Simpson            |
| Hartzog           | Smith of Hopkins   |
| Heflin            | Smith              |
| Herzik            | of Matagorda       |
| Holland           | Smith of Tarrant   |
| Hoskins           | Stevenson          |
| Huddleston        | Stinson            |
| Hull              | Stocks             |
| Hyder             | Talbert            |
| Jackson           | Tarwater           |
| James             | Tennant            |
| Johnson of Ellis  | Tennyson           |
| Jones of Angelina | Thornberry         |
| Jones of Falls    | Thornton           |
| Jones of Wise     | Waggoner           |

Walker  
Weldon  
Westbrook

Wood  
Worley

Present—Not Voting

Quinn

Shell

Absent

Bond  
Broadfoot  
Dean  
Dollins  
England  
Farmer  
Felty  
Harris of Dickens  
Howard  
Johnson  
of Tarrant

Jones of Atascosa  
King  
Lankford  
Leath  
Mann  
McKinney  
Palmer  
Riddle  
Sewell  
Vale  
Winfree

Absent—Excused

Kern  
Langdon

Powell  
Skaggs

#### HOUSE BILL NO. 790 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 790, A bill to be entitled "An Act repealing House Bill 124, Chapter 456, Acts of the First Called Session of the Forty-fourth Legislature, relating to the selling, taking or possession, for barter or sale, of wild fox or the pelt, in Newton and Jasper County."

The bill was read third time, and was passed.

Mr. Johnson of Ellis moved that the House adjourn until 10:00 o'clock a. m., Wednesday, March 31.

The motion was lost.

#### MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 447, A bill to be entitled "An Act prescribing certain conditions to be met before any grant or donation of State ad valorem taxes shall become finally effective in certain counties."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 165, A bill to be entitled "An Act fixing the compensation of certain designated District, County and precinct officers in certain counties, and declaring an emergency." (With amendment.)

H. B. No. 589, A bill to be entitled "An Act amending the charter of the City of Kingsville so that its city limits will include a parcel of land approximately three city blocks lying immediately south of the original campus of the Texas College of Arts and Industries; being a dormitory site recently purchased for the State of Texas by the Board of Directors of the Texas College of Arts and Industries; and thereby providing better police and fire protection to the properties now erected on this land, and declaring an emergency."

H. B. No. 202, A bill to be entitled "An Act providing that Senate Bill No. 146, Chapter 181, Subsection (2) of Section 12, enacted by the Regular Session of the Forty-fourth Legislature, be amended by eliminating said Subsection (2) and further providing for fifteen captains, twenty sergeants and three hundred privates in the Texas State Highway Patrol, and declaring an emergency." (With amendments.)

H. B. No. 603, A bill to be entitled "An Act to appropriate money from the General Revenue Fund to pay judgment for the sum of Twelve Hundred (\$1,200.00) Dollars against the State of Texas in favor of R. L. Winder in cause No. 52982 in the 126th District Court of Travis County, and declaring an emergency."

H. B. No. 568, A bill to be entitled "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, relative to the compensation or salary to be paid County Auditors in certain counties, and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

HOUSE BILL NO. 796 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 796, A bill to be entitled "An Act validating the creation and organization of all school districts, including common school districts, and validating all of the actions of County Board of Trustees with reference to annexation of territory to school districts or detachment of territory from school districts or any type of annexation whatsoever, and declaring an emergency."

The bill was read third time.

Mr. Hardin offered the following amendment to the bill:

Amend House Bill No. 796, by adding the word "preceding" before the words "Federal Census" wherever they appear.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 796 was then passed by the following vote:

Yeas—124

|                   |                   |
|-------------------|-------------------|
| Adkins            | England           |
| Alexander         | Fielden           |
| Alsup             | Fox               |
| Amos              | Fuchs             |
| Baker             | Gibson            |
| Bates             | Graves            |
| Beckworth         | Hamilton          |
| Bell              | Hankamer          |
| Blankenship       | Hanna             |
| Boethel           | Harbin            |
| Boyer             | Hardin            |
| Bradbury          | Harper            |
| Bridgers          | Harrell           |
| Broadfoot         | Harris of Archer  |
| Brown             | Harris of Dallas  |
| Burton            | Hartzog           |
| Callan            | Heflin            |
| Carsow            | Holland           |
| Cathey            | Hoskins           |
| Cauthorn          | Huddleston        |
| Celaya            | Hull              |
| Cleveland         | Hyder             |
| Colquitt          | Jackson           |
| Davis of Haskell  | James             |
| Davis of Jasper   | Johnson of Ellis  |
| Davison of Fisher | Jones of Angelina |
| Davisson          | Jones of Falls    |
| of Eastland       | Jones of Wise     |
| Deglandon         | Keefe             |
| Derden            | Keith             |
| Dickison          | Kelt              |

|                    |                  |
|--------------------|------------------|
| Kenyon             | Ragsdale         |
| King               | Reader           |
| Knetsch            | Reed of Bowie    |
| Lankford           | Reed of Dallas   |
| Lanning            | Rhodes           |
| Leonard            | Roark            |
| Leyendecker        | Ross             |
| Little             | Russell          |
| Loggins            | Rutta            |
| London             | Schuenemann      |
| Lucas              | Settle           |
| Mauritz            | Sharpe           |
| Mays               | Shell            |
| McConnell          | Simpson          |
| McDonald           | Smith of Hopkins |
| McFarland          | Smith            |
| McKee              | of Matagorda     |
| McKinney           | Smith of Tarrant |
| Moffett            | Stevenson        |
| Monkhouse          | Stinson          |
| Morris             | Talbert          |
| Morse              | Tarwater         |
| Newton             | Tennant          |
| Nicholson          | Tennyson         |
| Oliver             | Thornberry       |
| Palmer             | Thornton         |
| Patterson of Mills | Waggoner         |
| Patterson          | Walker           |
| of Travis          | Weldon           |
| Petsch             | Westbrook        |
| Pope               | Wood             |
| Prescott           | Worley           |
| Quinn              |                  |

## Absent

|                   |                   |
|-------------------|-------------------|
| Bond              | Jones of Atascosa |
| Bradford          | Leath             |
| Cagle             | Mann              |
| Dean              | McCracken         |
| Dollins           | Metcalfe          |
| Farmer            | Riddle            |
| Felty             | Sewell            |
| Harris of Dickens | Stocks            |
| Herzik            | Vale              |
| Howard            | Winfree           |
| Johnson           |                   |
| of Tarrant        |                   |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

HOUSE BILL NO. 804 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 804, A bill to be entitled "An Act to make it unlawful to keep, impound, confine or transport game fish in live boxes or ponds, or to have in live boxes or ponds where game fish are kept, or to possess a vehicle in which game fish are being

transported and to possess, keep or place in storage more than seventy-six game fish in Harrison and Marion Counties, State of Texas: defining the terms 'live box', 'pond', 'in storage', and 'game fish', as used in this Act; providing for the liberation or donation to a charitable institution or charitable cause, of fish confined or impounded, or kept in storage, in violation of this Act, and providing penalties for the violation of this Act, and declaring an emergency."

The bill was read third time.

Mr. Harper offered the following amendment to the bill:

Amend the caption of House Bill No. 804, by inserting in the last line of the caption before "and declaring an emergency", the following: "making this Act cumulative shall be cumulative of all laws on the same subject".

The amendment was adopted.

House Bill No. 804 was then passed by the following vote:

Yeas—116

|                   |                   |
|-------------------|-------------------|
| Alexander         | Hankamer          |
| Alsup             | Hanna             |
| Amos              | Harbin            |
| Baker             | Hardin            |
| Bates             | Harper            |
| Beckworth         | Harris of Archer  |
| Bell              | Harris of Dallas  |
| Boethel           | Heflin            |
| Boyer             | Holland           |
| Bradbury          | Hoskins           |
| Bridgers          | Huddleston        |
| Broadfoot         | Hull              |
| Brown             | Hyder             |
| Burton            | Jackson           |
| Cagle             | James             |
| Callan            | Johnson of Ellis  |
| Carssow           | Jones of Angelina |
| Cathey            | Jones of Falls    |
| Celaya            | Jones of Wise     |
| Cleveland         | Keith             |
| Colquitt          | Kelt              |
| Davis of Haskell  | Kenyon            |
| Davis of Jasper   | King              |
| Davison of Fisher | Knetsch           |
| Davisson          | Lankford          |
| of Eastland       | Lanning           |
| Deglandon         | Leonard           |
| Derden            | Leyendecker       |
| Dickison          | Little            |
| England           | Loggins           |
| Fielden           | London            |
| Fox               | Mauritz           |
| Fuchs             | Mays              |
| Gibson            | McCracken         |
| Hamilton          | McDonald          |

|                    |                  |
|--------------------|------------------|
| McFarland          | Rutta            |
| McKee              | Schuenemann      |
| McKinney           | Settle           |
| Metcalfe           | Sharpe           |
| Moffett            | Shell            |
| Monkhouse          | Simpson          |
| Morris             | Smith of Hopkins |
| Morse              | Smith            |
| Newton             | of Matagorda     |
| Nicholson          | Smith of Tarrant |
| Oliver             | Stevenson        |
| Palmer             | Stinson          |
| Patterson of Mills | Talbert          |
| Patterson          | Tarwater         |
| of Travis          | Tennant          |
| Pope               | Tennyson         |
| Prescott           | Thornberry       |
| Quinn              | Thornton         |
| Ragsdale           | Waggoner         |
| Reed of Bowie      | Walker           |
| Reed of Dallas     | Weldon           |
| Rhodes             | Westbrook        |
| Roark              | Wood             |
| Ross               | Worley           |
| Russell            |                  |

Present—Not Voting

Blankenship McConnell

Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Johnson           |
| Bond              | of Tarrant        |
| Bradford          | Jones of Atascosa |
| Cauthorn          | Keefe             |
| Dean              | Leath             |
| Dollins           | Lucas             |
| Farmer            | Mann              |
| Felty             | Petsch            |
| Graves            | Reader            |
| Harrell           | Riddle            |
| Harris of Dickens | Sewell            |
| Hartzog           | Stocks            |
| Herzik            | Vale              |
| Howard            | Winfree           |

Absent—Excused

Kern Powell  
Langdon Skaggs

#### HOUSE BILL NO. 846 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 846, A bill to be entitled "An Act making it unlawful to take or kill by trap, snare, or deadfall any fur bearing animals in Harrison County; providing certain exceptions; providing the length of this Act; describing a penalty, and declaring an emergency."

The bill was read third time, and was passed.



## HOUSE BILL NO. 854 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 854, A bill to be entitled "An Act providing for the salaries of County School Superintendents in certain counties, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—119

|                   |                    |
|-------------------|--------------------|
| Alexander         | Jackson            |
| Alsup             | James              |
| Amos              | Johnson of Ellis   |
| Baker             | Jones of Angelina  |
| Bates             | Jones of Falls     |
| Beckworth         | Jones of Wise      |
| Bell              | Keefe              |
| Blankenship       | Keith              |
| Boethel           | Kelt               |
| Boyer             | Kenyon             |
| Bradbury          | King               |
| Bradford          | Knetsch            |
| Bridgers          | Lankford           |
| Brown             | Lanning            |
| Burton            | Leonard            |
| Cagle             | Leyendecker        |
| Callan            | Little             |
| Carssow           | Loggins            |
| Cathey            | London             |
| Cauthorn          | Lucas              |
| Celaya            | Mauritz            |
| Cleveland         | Mays               |
| Colquitt          | McConnell          |
| Davis of Haskell  | McCracken          |
| Davis of Jasper   | McDonald           |
| Davison of Fisher | McKee              |
| Davison           | McKinney           |
| of Eastland       | Metcalfe           |
| Deglandon         | Moffett            |
| Derden            | Monkhouse          |
| Dickison          | Morris             |
| England           | Morse              |
| Fielden           | Newton             |
| Fox               | Nicholson          |
| Fuchs             | Oliver             |
| Gibson            | Palmer             |
| Hamilton          | Patterson of Mills |
| Hankamer          | Patterson          |
| Harbin            | of Travis          |
| Hardin            | Pope               |
| Harper            | Prescott           |
| Harrell           | Quinn              |
| Harris of Archer  | Ragsdale           |
| Harris of Dallas  | Reed of Bowie      |
| Heflin            | Reed of Dallas     |
| Holland           | Rhodes             |
| Hoskins           | Roark              |
| Huddleston        | Ross               |
| Hull              | Russell            |
| Hyder             | Rutta              |

|                  |            |
|------------------|------------|
| Schuenemann      | Tarwater   |
| Settle           | Tennant    |
| Sharpe           | Tennyson   |
| Shell            | Thornberry |
| Simpson          | Thornton   |
| Smith of Hopkins | Waggoner   |
| Smith            | Walker     |
| of Matagorda     | Weldon     |
| Smith of Tarrant | Westbrook  |
| Stevenson        | Wood       |
| Talbert          | Worley     |

Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Johnson           |
| Bond              | of Tarrant        |
| Broadfoot         | Jones of Atascosa |
| Dean              | Leath             |
| Dollins           | Mann              |
| Farmer            | McFarland         |
| Felty             | Petsch            |
| Graves            | Reader            |
| Hanna             | Riddle            |
| Harris of Dickens | Sewell            |
| Hartzog           | Stinson           |
| Herzik            | Stocks            |
| Howard            | Vale              |
|                   | Winfree           |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 848 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 848, A bill to be entitled "An Act authorizing the Commissioners' Court in any county having a population of not less than 17,600 and not more than 17,700 according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling and in connection with the use of his automobile on official business; requiring each such Commissioner to pay the expense of operation and repair of such automobile so used by him without further expense to the County, and declaring an emergency."

The bill was read third time.

Mr. Leonard offered the following amendment to the bill:

Amend House Bill No. 848, by adding in Section 1 after the figures "(17,700)" the following: "and in any county in this State having a population of not less than 77,000 and not more than 77,100 and in any county in this State having a population of

not less than 77,500 and not more than 77,600."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 848 was then passed by the following vote:

## Yeas—120

|                   |                    |
|-------------------|--------------------|
| Alexander         | James              |
| Alsup             | Johnson of Ellis   |
| Amos              | Jones of Angelina  |
| Baker             | Jones of Falls     |
| Bates             | Jones of Wise      |
| Beckworth         | Keefe              |
| Bell              | Keith              |
| Blankenship       | Kelt               |
| Boethel           | Kenyon             |
| Boyer             | King               |
| Bradbury          | Knetsch            |
| Bradford          | Lankford           |
| Bridgers          | Lanning            |
| Broadfoot         | Leonard            |
| Brown             | Leyendecker        |
| Burton            | Little             |
| Cagle             | Loggins            |
| Callan            | London             |
| Carsow            | Lucas              |
| Cathey            | Mauritz            |
| Cauthorn          | Mays               |
| Celaya            | McConnell          |
| Cleveland         | McCracken          |
| Colquitt          | McDonald           |
| Davis of Haskell  | McKee              |
| Davis of Jasper   | McKinney           |
| Davison of Fisher | Metcalfe           |
| Davisson          | Moffett            |
| of Eastland       | Monkhouse          |
| Deglandon         | Morris             |
| Derden            | Morse              |
| Dickison          | Newton             |
| England           | Nicholson          |
| Fielden           | Palmer             |
| Fox               | Patterson of Mills |
| Fuchs             | Patterson          |
| Gibson            | of Travis          |
| Hamilton          | Petsch             |
| Hankamer          | Pope               |
| Hanna             | Prescott           |
| Harbin            | Quinn              |
| Hardin            | Ragsdale           |
| Harper            | Reed of Bowie      |
| Harrell           | Reed of Dallas     |
| Harris of Archer  | Rhodes             |
| Harris of Dallas  | Roark              |
| Heflin            | Ross               |
| Holland           | Russell            |
| Huddleston        | Rutta              |
| Hull              | Schuenemann        |
| Hyder             | Settle             |
| Jackson           | Sharpe             |

|                  |            |
|------------------|------------|
| Shell            | Tennyson   |
| Simpson          | Thornberry |
| Smith of Hopkins | Thornton   |
| Smith            | Waggoner   |
| of Matagorda     | Walker     |
| Smith of Tarrant | Weldon     |
| Stinson          | Westbrook  |
| Talbert          | Wood       |
| Tarwater         | Worley     |
| Tennant          |            |

## Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Jones of Atascosa |
| Bond              | Leath             |
| Dean              | Mann              |
| Dollins           | McFarland         |
| Farmer            | Oliver            |
| Felty             | Reader            |
| Graves            | Riddle            |
| Harris of Dickens | Sewell            |
| Hartzog           | Stevenson         |
| Herzik            | Stocks            |
| Hoskins           | Vale              |
| Howard            | Winfree           |
| Johnson           |                   |
| of Tarrant        |                   |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 855 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 855, A bill to be entitled "An Act to conserve and promote the prosperity and welfare of the citrus industry of the State of Texas by promoting the sale of citrus fruits produced in the State of Texas through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such citrus fruits; to levy and impose an excise tax and to provide for the collection of same on all citrus fruits grown in the State of Texas; to create a citrus advertising fund; to define certain terms as used in this Act; to vest the administration of this Act in a Growers' Industry Committee and a Shippers' Marketing Committee under the supervision of the Commissioner of Agriculture of the State of Texas; . . . etc., and providing for an emergency."

The bill was read third time.

On motion of Mr. Leonard, the bill was laid on the table subject to call.

## HOUSE BILL NO. 857 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 857, A bill to be entitled "An Act repealing Articles 111, 112, 113, 114, 115 and 116, Revised Civil Statutes of Texas, 1925; amending Section 3 of Article 117, as amended, Revised Civil Statutes, 1925; amending Subdivision (1) of Section 1, and Sections 4 and 5 of Acts, 1929, Forty-first Legislature, Second Called Session, page 157, Chapter 80, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—121

|                   |                    |
|-------------------|--------------------|
| Adkins            | Harris of Dallas   |
| Alexander         | Harris of Dickens  |
| Alsup             | Heflin             |
| Amos              | Holland            |
| Baker             | Huddleston         |
| Bates             | Hull               |
| Beckworth         | Hyder              |
| Bell              | Jackson            |
| Blankenship       | James              |
| Boethel           | Johnson of Ellis   |
| Boyer             | Jones of Angelina  |
| Bradbury          | Jones of Falls     |
| Bradford          | Jones of Wise      |
| Bridgers          | Keefe              |
| Broadfoot         | Keith              |
| Brown             | Kelt               |
| Burton            | Kenyon             |
| Callan            | King               |
| Carssow           | Knetsch            |
| Cathey            | Lankford           |
| Cauthorn          | Lanning            |
| Celaya            | Leonard            |
| Cleveland         | Leyendecker        |
| Colquitt          | Little             |
| Davis of Haskell  | Loggins            |
| Davis of Jasper   | London             |
| Davison of Fisher | Lucas              |
| Davisson          | Mauritz            |
| of Eastland       | Mays               |
| Deglandon         | McConnell          |
| Derden            | McCracken          |
| Dickison          | McDonald           |
| England           | McKee              |
| Fielden           | McKinney           |
| Fox               | Metcalfe           |
| Fuchs             | Moffett            |
| Gibson            | Monkhouse          |
| Hamilton          | Morris             |
| Hankamer          | Morse              |
| Hanna             | Newton             |
| Hardin            | Nicholson          |
| Harper            | Oliver             |
| Harrell           | Palmer             |
| Harris of Archer  | Patterson of Mills |

|                |                  |
|----------------|------------------|
| Patterson      | Simpson          |
| of Travis      | Smith of Hopkins |
| Petsch         | Smith            |
| Pope           | of Matagorda     |
| Prescott       | Smith of Tarrant |
| Quinn          | Stinson          |
| Ragsdale       | Talbert          |
| Reed of Bowie  | Tarwater         |
| Reed of Dallas | Tennant          |
| Rhodes         | Tennyson         |
| Roark          | Thornberry       |
| Ross           | Thornton         |
| Russell        | Waggoner         |
| Rutta          | Walker           |
| Schuenemann    | Weldon           |
| Settle         | Westbrook        |
| Sharpe         | Wood             |
| Shell          | Worley           |

## Absent

|         |                   |
|---------|-------------------|
| Bond    | Johnson           |
| Cagle   | of Tarrant        |
| Dean    | Jones of Atascosa |
| Dollins | Leath             |
| Farmer  | Mann              |
| Felty   | McFarland         |
| Graves  | Reader            |
| Harbin  | Riddle            |
| Hartzog | Sewell            |
| Herzik  | Stevenson         |
| Hoskins | Stocks            |
| Howard  | Vale              |
|         | Winfree           |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 861 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 861, A bill to be entitled "An Act authorizing political subdivisions of the State of Texas to lease lands owned by such subdivisions for mineral development purposes and prescribing the method and manner of making such leases, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—115

|             |          |
|-------------|----------|
| Alexander   | Boethel  |
| Alsup       | Boyer    |
| Amos        | Bradbury |
| Baker       | Bradford |
| Bates       | Bridgers |
| Beckworth   | Brown    |
| Bell        | Burton   |
| Blankenship | Cagle    |

|                   |                    |
|-------------------|--------------------|
| Callan            | Mauritz            |
| Carssow           | Mays               |
| Celaya            | McCracken          |
| Cauthorn          | McDonald           |
| Cathey            | McKee              |
| Cleveland         | McKinney           |
| Colquitt          | Metcalfe           |
| Davis of Haskell  | Moffett            |
| Davis of Jasper   | Monkhouse          |
| Davison of Fisher | Morris             |
| Davisson          | Morse              |
| of Eastland       | Newton             |
| Deglandon         | Nicholson          |
| Derden            | Oliver             |
| Dickison          | Palmer             |
| England           | Patterson of Mills |
| Fox               | Patterson          |
| Fuchs             | of Travis          |
| Gibson            | Petsch             |
| Hamilton          | Pope               |
| Hankamer          | Prescott           |
| Hanna             | Quinn              |
| Hardin            | Ragsdale           |
| Harper            | Reed of Bowie      |
| Harrell           | Reed of Dallas     |
| Harris of Archer  | Rhodes             |
| Harris of Dallas  | Roark              |
| Harris of Dickens | Russell            |
| Heflin            | Rutta              |
| Holland           | Schuenemann        |
| Huddleston        | Settle             |
| Hyder             | Sharpe             |
| Jackson           | Shell              |
| James             | Simpson            |
| Johnson of Ellis  | Smith of Hopkins   |
| Jones of Angelina | Smith              |
| Jones of Falls    | of Matagorda       |
| Jones of Wise     | Smith of Tarrant   |
| Keefe             | Stevenson          |
| Keith             | Stinson            |
| Kelt              | Talbert            |
| Kenyon            | Tarwater           |
| King              | Tennant            |
| Knetsch           | Tennyson           |
| Lankford          | Thornberry         |
| Lanning           | Thornton           |
| Leonard           | Waggoner           |
| Leyendecker       | Walker             |
| Loggins           | Weldon             |
| London            | Wood               |
| Lucas             | Worley             |

Present—Not Voting

Westbrook

Absent

|           |         |
|-----------|---------|
| Adkins    | Fielden |
| Bond      | Graves  |
| Broadfoot | Harbin  |
| Dean      | Hartzog |
| Dollins   | Herzik  |
| Farmer    | Hoskins |
| Felty     | Howard  |

|                   |           |
|-------------------|-----------|
| Hull              | McFarland |
| Johnson           | Reader    |
| of Tarrant        | Riddle    |
| Jones of Atascosa | Ross      |
| Leath             | Sewell    |
| Little            | Stocks    |
| Mann              | Vale      |
| McConnell         | Winfree   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 876 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 876, A bill to be entitled "An Act amending Section 4 of House Bill 408 of the Regular Session of the Forty-fourth Legislature fixing the compensation of County Commissioners in certain counties, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—118

|                   |                   |
|-------------------|-------------------|
| Alexander         | Hamilton          |
| Alsup             | Hankamer          |
| Amos              | Hanna             |
| Baker             | Harbin            |
| Bates             | Harper            |
| Beckworth         | Harrell           |
| Bell              | Harris of Archer  |
| Blankenship       | Harris of Dallas  |
| Boethel           | Harris of Dickens |
| Boyer             | Heflin            |
| Bradbury          | Holland           |
| Bradford          | Huddleston        |
| Bridgers          | Hull              |
| Brown             | Hyder             |
| Burton            | Jackson           |
| Callan            | James             |
| Carssow           | Johnson of Ellis  |
| Celaya            | Jones of Angelina |
| Cauthorn          | Jones of Falls    |
| Cathey            | Jones of Wise     |
| Cleveland         | Keefe             |
| Colquitt          | Keith             |
| Davis of Haskell  | Kelt              |
| Davis of Jasper   | Kenyon            |
| Davison of Fisher | King              |
| Davisson          | Knetsch           |
| of Eastland       | Lankford          |
| Deglandon         | Lanning           |
| Derden            | Leonard           |
| Dickison          | Leyendecker       |
| England           | Loggins           |
| Fox               | London            |
| Fuchs             | Lucas             |
| Gibson            | Mauritz           |

|                    |                  |
|--------------------|------------------|
| Mays               | Ross             |
| McConnell          | Russell          |
| McCracken          | Rutta            |
| McDonald           | Schuenemann      |
| McKee              | Settle           |
| McKinney           | Sharpe           |
| Metcalfe           | Shell            |
| Moffett            | Simpson          |
| Monkhouse          | Smith of Hopkins |
| Morris             | Smith            |
| Morse              | of Matagorda     |
| Newton             | Smith of Tarrant |
| Nicholson          | Stevenson        |
| Oliver             | Stinson          |
| Palmer             | Talbert          |
| Patterson of Mills | Tarwater         |
| Patterson          | Tennant          |
| of Travis          | Tennynson        |
| Petsch             | Thornberry       |
| Pope               | Thornton         |
| Prescott           | Waggoner         |
| Quinn              | Walker           |
| Ragsdale           | Weldon           |
| Reed of Bowie      | Westbrook        |
| Reed of Dallas     | Wood             |
| Rhodes             | Worley           |
| Roark              |                  |

Present—Not Voting

Fielden

Absent

|           |                   |
|-----------|-------------------|
| Adkins    | Johnson           |
| Bond      | of Tarrant        |
| Broadfoot | Jones of Atascosa |
| Cagle     | Leath             |
| Dean      | Little            |
| Dollins   | Mann              |
| Farmer    | McFarland         |
| Felty     | Reader            |
| Graves    | Riddle            |
| Hardin    | Sewell            |
| Hartzog   | Stocks            |
| Herzik    | Vale              |
| Hoskins   | Winfree           |
| Howard    |                   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

#### HOUSE BILL NO. 889 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 889, A bill to be entitled "An Act amending Section 1, Chapter 101 of the Special Laws of the Regular Session of the Forty-third Legislature as amended by Chapter 54 of the General and Special Laws of the First Called Session of the Forty-third Legislature are hereby amended so as to read hereafter as follows:

Section 1 by striking out the Counties of Hill and Johnson; Section 2, by striking out the Counties of Hill and Johnson and exempting them from the provisions of this law, and creating an emergency."

The bill was read third time.

Mr. Russell offered the following amendment to the bill:

Amend House Bill No. 889, by striking out all below the enacting clause and insert in lieu thereof the following:

"Sec. 1. Chapter 101 of the Special Laws of the Regular Session of the Forty-third Legislature, as amended by Chapter 54, Acts, of the First Called Session, of the Forty-third Legislature, is hereby amended so as to hereafter read as follows:

"Sec. 1. It is hereby declared unlawful for any person to take, kill, or have in possession for the purpose of barter or sale, any wild fox or the pelt thereof, for a period of ten (10) years from and after the passage of this Act in the Counties of Bosque and Navarro.

"Sec. 2. It shall be unlawful for any person to set a steel trap, snare, or dead fall for the purpose of taking any fur-bearing animal in the Counties of Bosque and Navarro.

"Sec. 3. Any person who violates any provisions of this Act shall be deemed guilty of a misdemeanor and shall be fined in a sum not less than Ten (\$10.00) Dollars, nor more than One Hundred (\$100.00) Dollars, and each pelt sold in violation of this Act shall constitute a separate offense.

"Sec. 4. Because there is no adequate law protecting foxes and other fur-bearing animals in the counties named herein, and because of the desire to preserve these animals, there is created an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted."

The amendment was adopted.

Mr. Russell offered the following amendment to the bill:

Amend House Bill No. 889, by striking out all above the enacting clauses and inserting in lieu thereof the following:

A bill to be entitled "An Act repealing Chapter 101 of the Special Laws of the Regular Session of the Forty-third Legislature, as amended by Chapter 54, Acts, First Called Session of the Forty-third Legislature; repealing all laws in conflict herewith, and declaring an emergency."

The amendment was adopted.

House Bill No. 889 was then passed by the following vote:

Yeas—124

|                   |                    |
|-------------------|--------------------|
| Adkins            | Hoskins            |
| Alexander         | Huddleston         |
| Alsup             | Hull               |
| Amos              | Hyder              |
| Baker             | Jackson            |
| Bates             | James              |
| Beckworth         | Johnson of Ellis   |
| Bell              | Jones of Angelina  |
| Blankenship       | Jones of Falls     |
| Boethel           | Jones of Wise      |
| Boyer             | Keefe              |
| Bradbury          | Keith              |
| Bradford          | Kelt               |
| Bridgers          | Kenyon             |
| Broadfoot         | King               |
| Brown             | Knetsch            |
| Burton            | Lankford           |
| Cagle             | Lanning            |
| Callan            | Leath              |
| Carssow           | Leonard            |
| Cathey            | Leyendecker        |
| Cauthorn          | Loggins            |
| Celaya            | London             |
| Cleveland         | Lucas              |
| Colquitt          | Mauritz            |
| Davis of Haskell  | Mays               |
| Davis of Jasper   | McConnell          |
| Davison of Fisher | McCracken          |
| Davisson          | McDonald           |
| of Eastland       | McKee              |
| Deglandon         | McKinney           |
| Derden            | Metcalfe           |
| Dickison          | Moffett            |
| England           | Monkhouse          |
| Fielden           | Morris             |
| Fox               | Morse              |
| Fuchs             | Newton             |
| Gibson            | Nicholson          |
| Hamilton          | Palmer             |
| Hankamer          | Patterson of Mills |
| Hanna             | Patterson          |
| Hardin            | of Travis          |
| Harper            | Petsch             |
| Harrell           | Pope               |
| Harris of Archer  | Prescott           |
| Harris of Dallas  | Quinn              |
| Harris of Dickens | Ragsdale           |
| Hartzog           | Reed of Bowie      |
| Heflin            | Reed of Dallas     |
| Holland           | Rhodes             |

|                  |            |
|------------------|------------|
| Roark            | Stinson    |
| Ross             | Talbert    |
| Russell          | Tarwater   |
| Rutta            | Tennant    |
| Schuenemann      | Tennyson   |
| Settle           | Thornberry |
| Sharpe           | Thornton   |
| Shell            | Waggoner   |
| Simpson          | Walker     |
| Smith of Hopkins | Weldon     |
| Smith            | Westbrook  |
| of Matagorda     | Wood       |
| Smith of Tarrant | Worley     |
| Stevenson        |            |

Absent

|            |                   |
|------------|-------------------|
| Bond       | Jones of Atascosa |
| Dean       | Little            |
| Dollins    | Mann              |
| Farmer     | McFarland         |
| Felty      | Oliver            |
| Graves     | Reader            |
| Harbin     | Riddle            |
| Herzik     | Sewell            |
| Howard     | Stocks            |
| Johnson    | Vale              |
| of Tarrant | Winfree           |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

HOUSE BILL NO. 899 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 899, A bill to be entitled "An Act amending Article 5746, Revised Civil Statutes, of the State of Texas, 1925, as amended by the Acts of 1930, Forty-first Legislature, Fourth Called Session, page 12, Section 5, relating to Co-operative Marketing Associations, and providing for the manner of determining the value of and payment for the interests of a member upon his death, expulsion or withdrawal or the forfeiture of his membership, in the event that no other provision is made therefor in the by-laws of such Association, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—117

|           |             |
|-----------|-------------|
| Alexander | Blankenship |
| Alsup     | Boethel     |
| Amos      | Boyer       |
| Baker     | Bradbury    |
| Bates     | Bradford    |
| Beckworth | Brown       |
| Bell      | Burton      |

|                   |                    |
|-------------------|--------------------|
| Callan            | Mauritz            |
| Carssow           | Mays               |
| Cathey            | McConnell          |
| Cauthorn          | McCracken          |
| Celaya            | McDonald           |
| Cleveland         | McKee              |
| Davis of Haskell  | McKinney           |
| Davis of Jasper   | Metcalfe           |
| Davisson          | Moffett            |
| of Eastland       | Monkhouse          |
| Deglandon         | Morris             |
| Derden            | Morse              |
| Dickison          | Newton             |
| England           | Nicholson          |
| Fielden           | Oliver             |
| Fox               | Palmer             |
| Fuchs             | Patterson of Mills |
| Gibson            | Patterson          |
| Hamilton          | of Travis          |
| Hankamer          | Petsch             |
| Hanna             | Pope               |
| Harbin            | Prescott           |
| Hardin            | Quinn              |
| Harper            | Ragsdale           |
| Harrell           | Reed of Bowie      |
| Harris of Archer  | Reed of Dallas     |
| Harris of Dallas  | Rhodes             |
| Harris of Dickens | Roark              |
| Hartzog           | Ross               |
| Heflin            | Russell            |
| Holland           | Rutta              |
| Huddleston        | Schuenemann        |
| Hull              | Settle             |
| Hyder             | Sharpe             |
| Jackson           | Shell              |
| James             | Simpson            |
| Johnson of Ellis  | Smith of Hopkins   |
| Jones of Angelina | Smith              |
| Jones of Falls    | of Matagorda       |
| Jones of Wise     | Smith of Tarrant   |
| Keefe             | Stevenson          |
| Keith             | Stinson            |
| Kelt              | Talbert            |
| Kenyon            | Tarwater           |
| King              | Tennant            |
| Knetsch           | Thornberry         |
| Lankford          | Thornton           |
| Lanning           | Waggoner           |
| Leonard           | Walker             |
| Leyendecker       | Weldon             |
| Loggins           | Westbrook          |
| London            | Wood               |
| Lucas             | Worley             |

Nays—1

Cagle

Absent

|                   |         |
|-------------------|---------|
| Adkins            | Dollins |
| Bond              | Farmer  |
| Bridgers          | Felty   |
| Broadfoot         | Graves  |
| Colquitt          | Herzik  |
| Davison of Fisher | Hoskins |
| Dean              | Howard  |

|                   |          |
|-------------------|----------|
| Johnson           | Reader   |
| of Tarrant        | Riddle   |
| Jones of Atascosa | Sewell   |
| Leath             | Stocks   |
| Little            | Tennyson |
| Mann              | Vale     |
| McFarland         | Winfree  |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 915 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 915, A bill to be entitled "An Act authorizing the County School Board of Trustees in counties of a population of not less than seventeen thousand five hundred (17,500) and not more than seventeen thousand five hundred and seventy (17,570) according to the last preceding Federal Census, upon proper petition to detach territory lying in County Line Districts and attach same to any school district; providing for adjustment of bonded indebtedness, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—119

|                   |                   |
|-------------------|-------------------|
| Adkins            | Deglandon         |
| Alexander         | Derden            |
| Alsup             | Dickison          |
| Amos              | England           |
| Baker             | Fox               |
| Bates             | Fuchs             |
| Beckworth         | Gibson            |
| Bell              | Hamilton          |
| Blankenship       | Hankamer          |
| Boethel           | Hanna             |
| Boyer             | Hardin            |
| Bradbury          | Harper            |
| Bradford          | Harrell           |
| Bridgers          | Harris of Archer  |
| Broadfoot         | Harris of Dallas  |
| Brown             | Harris of Dickens |
| Burton            | Hartzog           |
| Cagle             | Heflin            |
| Callan            | Holland           |
| Carssow           | Hoskins           |
| Cathey            | Huddleston        |
| Cauthorn          | Hull              |
| Celaya            | Hyder             |
| Cleveland         | Jackson           |
| Colquitt          | James             |
| Davis of Haskell  | Johnson of Ellis  |
| Davis of Jasper   | Jones of Atascosa |
| Davison of Fisher | Jones of Falls    |
| Davisson          | Jones of Wise     |
| of Eastland       | Keefe             |

|                    |                  |
|--------------------|------------------|
| Keith              | Petsch           |
| Kelt               | Pope             |
| Kenyon             | Ragsdale         |
| King               | Reed of Bowie    |
| Knetsch            | Reed of Dallas   |
| Lanning            | Rhodes           |
| Leonard            | Roark            |
| Leyendecker        | Ross             |
| Little             | Russell          |
| Loggins            | Rutta            |
| London             | Schuenemann      |
| Lucas              | Settle           |
| Mauritz            | Sharpe           |
| Mays               | Shell            |
| McConnell          | Simpson          |
| McCracken          | Smith of Hopkins |
| McDonald           | Smith            |
| McKee              | of Matagorda     |
| McKinney           | Smith of Tarrant |
| Metcalfe           | Stinson          |
| Moffett            | Talbert          |
| Monkhouse          | Tarwater         |
| Morris             | Tennant          |
| Morse              | Thornberry       |
| Newton             | Thornton         |
| Nicholson          | Waggoner         |
| Oliver             | Walker           |
| Palmer             | Weldon           |
| Patterson of Mills | Wood             |
| Patterson          | Worley           |
| of Travis          |                  |

Nays—1

Lankford

Present—Not Voting

|         |           |
|---------|-----------|
| Fielden | Westbrook |
| Quinn   |           |

Absent

|                   |           |
|-------------------|-----------|
| Bond              | Leath     |
| Dean              | Mann      |
| Dollins           | McFarland |
| Farmer            | Prescott  |
| Felty             | Reader    |
| Graves            | Riddle    |
| Harbin            | Sewell    |
| Herzik            | Stevenson |
| Howard            | Stocks    |
| Johnson           | Tennyson  |
| of Tarrant        | Vale      |
| Jones of Angelina | Winfree   |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 930 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 930, A bill to be entitled "An Act providing for the amount that may be allowed by County

Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties, according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—120

|                   |                    |
|-------------------|--------------------|
| Alexander         | Jackson            |
| Alsup             | James              |
| Amos              | Johnson of Ellis   |
| Baker             | Jones of Angelina  |
| Bates             | Jones of Falls     |
| Beckworth         | Jones of Wise      |
| Bell              | Keith              |
| Blankenship       | Kelt               |
| Boethel           | Kenyon             |
| Boyer             | King               |
| Bradbury          | Knetsch            |
| Bradford          | Lankford           |
| Bridgers          | Lanning            |
| Broadfoot         | Leonard            |
| Brown             | Leyendecker        |
| Burton            | Little             |
| Callan            | Loggins            |
| Carssow           | London             |
| Cathey            | Lucas              |
| Cauthorn          | Mauritz            |
| Celaya            | Mays               |
| Cleveland         | McConnell          |
| Colquitt          | McCracken          |
| Davis of Haskell  | McDonald           |
| Davis of Jasper   | McKee              |
| Davison of Fisher | McKinney           |
| Davisson          | Metcalfe           |
| of Eastland       | Moffett            |
| Deglandon         | Monkhouse          |
| Derden            | Morris             |
| Dickison          | Morse              |
| England           | Newton             |
| Fielden           | Nicholson          |
| Fox               | Oliver             |
| Fuchs             | Palmer             |
| Gibson            | Patterson of Mills |
| Hamilton          | Patterson          |
| Hankamer          | of Travis          |
| Hanna             | Petsch             |
| Hardin            | Pope               |
| Harper            | Prescott           |
| Harrell           | Quinn              |
| Harris of Archer  | Ragsdale           |
| Harris of Dallas  | Reed of Bowie      |
| Hartzog           | Reed of Dallas     |
| Heflin            | Rhodes             |
| Holland           | Roark              |
| Hoskins           | Ross               |
| Huddleston        | Russell            |
| Hull              | Rutta              |
| Hyder             | Schuenemann        |



Settle  
Sharpe  
Shell  
Simpson  
Smith of Hopkins  
Smith  
of Matagorda  
Smith of Tarrant  
Stevenson  
Stinson  
Talbert

Tarwater  
Tennyson  
Thornberry  
Thornton  
Waggoner  
Walker  
Weldon  
Westbrook  
Wood  
Worley

## Absent

Adkins  
Bond  
Cagle  
Dean  
Dollins  
Farmer  
Felty  
Graves  
Harbin  
Harris of Dickens  
Herzik  
Howard  
Johnson  
of Tarrant

Jones of Atascosa  
Keefe  
Leath  
Mann  
McFarland  
Reader  
Riddle  
Sewell  
Stocks  
Tennant  
Vale  
Winfree

## Absent—Excused

Kern  
Langdon

Powell  
Skaggs

## HOUSE BILL NO. 974 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 974, A bill to be entitled "An Act relating to the jurisdiction of the County Court of Sterling County, conferring upon said Court civil and criminal jurisdiction, and increasing the criminal and civil jurisdiction of said Court; conforming the jurisdiction of the District Court of said County to such change; fixing the time of holding Court, and to repeal all laws in conflict with this Act, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—120

Adkins  
Alexander  
Alsup  
Amos  
Baker  
Bates  
Beckworth  
Bell  
Blankenship  
Boethel  
Boyer

Bradbury  
Bradford  
Bridgers  
Brown  
Burton  
Cagle  
Callan  
Carssow  
Cathey  
Cauthorn  
Celaya

Cleveland  
Colquitt  
Davis of Haskell  
Davis of Jasper  
Davisson  
of Eastland  
Deglandon  
Derden  
Dickison  
England  
Fielden  
Fox  
Fuchs  
Gibson  
Hamilton  
Hankamer  
Hanna  
Harbin  
Hardin  
Harper  
Harrell  
Harris of Archer  
Harris of Dallas  
Hartzog  
Heflin  
Holland  
Hoskins  
Huddleston  
Hull  
Hyder  
Jackson  
James  
Johnson of Ellis  
Jones of Angelina  
Jones of Falls  
Jones of Wise  
Keefe  
Keith  
Kelt  
Kenyon  
King  
Knetsch  
Lanning  
Leonard  
Levendecker  
Little  
London  
Lucas  
Mann  
Mauritz  
Mays

McConnell  
McCracken  
McDonald  
McKee  
McKinney  
Metcalf  
Moffett  
Monkhouse  
Morris  
Morse  
Newton  
Nicholson  
Patterson of Mills  
Patterson  
of Travis  
Petsch  
Pope  
Prescott  
Quinn  
Ragsdale  
Reed of Bowie  
Reed of Dallas  
Rhodes  
Roark  
Ross  
Russell  
Rutta  
Schuenemann  
Settle  
Sharpe  
Shell  
Simpson  
Smith of Hopkins  
Smith  
of Matagorda  
Smith of Tarrant  
Stevenson  
Stinson  
Talbert  
Tarwater  
Tennant  
Tennyson  
Thornberry  
Thornton  
Waggoner  
Walker  
Weldon  
Westbrook  
Wood  
Worley

## Absent

Bond  
Broadfoot  
Davison of Fisher  
Dean  
Dollins  
Farmer  
Felty  
Graves  
Harris of Dickens  
Herzik  
Howard  
Johnson  
of Tarrant

Jones of Atascosa  
Lankford  
Leath  
Loggins  
McFarland  
Oliver  
Palmer  
Reader  
Riddle  
Sewell  
Stocks  
Vale  
Winfree

## Absent—Excused

Kern Powell  
Langdon Skaggs

HOUSE BILL NO. 985 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 985, A bill to be entitled "An Act providing for the extension of the Rio Grande Compact, authorizing the Texas member of the present Rio Grande Compact Committee and his successor in office, to act as Commissioner and to negotiate with the Commissioners representing the States of Colorado and New Mexico for a new or permanent Compact, subject to ratification by the Legislature, and authorizing such Commissioner to administer the provisions of such Compact, providing for his compensation, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—121

|                   |                   |
|-------------------|-------------------|
| Alexander         | Hankamer          |
| Alsup             | Hanna             |
| Amos              | Harbin            |
| Baker             | Hardin            |
| Bates             | Harper            |
| Beckworth         | Harrell           |
| Bell              | Harris of Archer  |
| Blankenship       | Harris of Dallas  |
| Boethel           | Hartzog           |
| Boyer             | Heflin            |
| Bradbury          | Holland           |
| Bradford          | Hoskins           |
| Bridgers          | Huddleston        |
| Brown             | Hull              |
| Burton            | Hyder             |
| Callan            | Jackson           |
| Carssow           | James             |
| Cathey            | Johnson of Ellis  |
| Cauthorn          | Jones of Angelina |
| Celaya            | Jones of Falls    |
| Cleveland         | Jones of Wise     |
| Colquitt          | Keefe             |
| Davis of Haskell  | Keith             |
| Davis of Jasper   | Kelt              |
| Davison of Fisher | Kenyon            |
| Davisson          | King              |
| of Eastland       | Knetsch           |
| Deglandon         | Lankford          |
| Derden            | Lanning           |
| Dickison          | Leonard           |
| England           | Leyendecker       |
| Fielden           | Little            |
| Fox               | London            |
| Fuchs             | Lucas             |
| Gibson            | Mann              |
| Hamilton          | Mauritz           |

|                    |                  |
|--------------------|------------------|
| Mays               | Ross             |
| McConnell          | Russell          |
| McCracken          | Rutta            |
| McDonald           | Schuenemann      |
| McKee              | Settle           |
| McKinney           | Sharpe           |
| Metcalfe           | Shell            |
| Moffett            | Simpson          |
| Monkhouse          | Smith of Hopkins |
| Morris             | Smith            |
| Morse              | of Matagorda     |
| Newton             | Stevenson        |
| Nicholson          | Stinson          |
| Oliver             | Stocks           |
| Patterson of Mills | Talbert          |
| Patterson          | Tarwater         |
| of Travis          | Tennant          |
| Petsch             | Tennyson         |
| Pope               | Thornberry       |
| Prescott           | Thornton         |
| Quinn              | Waggoner         |
| Ragsdale           | Walker           |
| Reed of Bowie      | Weldon           |
| Reed of Dallas     | Westbrook        |
| Rhodes             | Wood             |
| Roark              | Worley           |

## Nays—1

Cagle

## Absent

|                   |                   |
|-------------------|-------------------|
| Adkins            | Jones of Atascosa |
| Bond              | Leath             |
| Broadfoot         | Loggins           |
| Dean              | McFarland         |
| Dollins           | Palmer            |
| Farmer            | Reader            |
| Felty             | Riddle            |
| Graves            | Sewell            |
| Harris of Dickens | Smith of Tarrant  |
| Herzik            | Vale              |
| Howard            | Winfree           |
| Johnson           |                   |
| of Tarrant        |                   |

## Absent—Excused

Kern Powell  
Langdon Skaggs

HOUSE BILL NO. 988 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 988, A bill to be entitled "An Act amending Section 8 of Chapter 163, Acts of the Regular Session of the Forty-second Legislature; validating specified actions heretofore taken by counties, cities and towns in issuing funding and refunding securities in attempted compliance with said Chapter; validating such securities is—

sued thereunder, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—118

|                   |                    |
|-------------------|--------------------|
| Alexander         | Kelt               |
| Alsup             | Kenyon             |
| Amos              | King               |
| Baker             | Knetsch            |
| Bates             | Lankford           |
| Beckworth         | Lanning            |
| Bell              | Leonard            |
| Blankenship       | Leyendecker        |
| Boethel           | Little             |
| Boyer             | London             |
| Bradbury          | Lucas              |
| Bridgers          | Mann               |
| Brown             | Mauritz            |
| Burton            | Mays               |
| Cagle             | McConnell          |
| Callan            | McCracken          |
| Carssow           | McDonald           |
| Cathey            | McKee              |
| Cauthorn          | McKinney           |
| Celaya            | Metcalfe           |
| Cleveland         | Moffett            |
| Colquitt          | Monkhouse          |
| Davis of Haskell  | Morris             |
| Davison of Fisher | Morse              |
| Davisson          | Newton             |
| of Eastland       | Nicholson          |
| Deglandon         | Oliver             |
| Derden            | Patterson of Mills |
| Dickison          | Patterson          |
| England           | of Travis          |
| Fielden           | Petsch             |
| Fox               | Pope               |
| Fuchs             | Prescott           |
| Gibson            | Ragsdale           |
| Hamilton          | Reed of Bowie      |
| Hankamer          | Reed of Dallas     |
| Hanna             | Rhodes             |
| Harbin            | Roark              |
| Hardin            | Ross               |
| Harper            | Russell            |
| Harrell           | Rutta              |
| Harris of Archer  | Settle             |
| Harris of Dallas  | Sharpe             |
| Hartzog           | Shell              |
| Heflin            | Simpson            |
| Holland           | Smith of Hopkins   |
| Hoskins           | Smith              |
| Huddleston        | of Matagorda       |
| Hull              | Smith of Tarrant   |
| Hyder             | Stevenson          |
| Jackson           | Stinson            |
| James             | Talbert            |
| Johnson of Ellis  | Tarwater           |
| Jones of Angelina | Tennant            |
| Jones of Falls    | Tennyson           |
| Jones of Wise     | Thornberry         |
| Keefe             | Thornton           |
| Keith             | Waggoner           |

Walker  
Westbrook  
Weldon

Wood  
Worley

## Absent

|                       |                   |
|-----------------------|-------------------|
| Adkins                | Jones of Atascosa |
| Bond                  | Leath             |
| Bradford              | Loggins           |
| Broadfoot             | McFarland         |
| Davis of Jasper       | Palmer            |
| Dean                  | Quinn             |
| Dollins               | Reader            |
| Farmer                | Riddle            |
| Felty                 | Schuenemann       |
| Graves                | Sewell            |
| Harris of Dickens     | Stocks            |
| Herzik                | Vale              |
| Howard                | Winfree           |
| Johnson<br>of Tarrant |                   |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 995 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 995, A bill to be entitled "An Act providing a closed season on quail and doves in Callahan and Eastland Counties, Texas, for a period of three (3) years; providing a penalty for the violation of the terms of this Act, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—120

|             |                   |
|-------------|-------------------|
| Adkins      | Colquitt          |
| Alexander   | Davis of Haskell  |
| Alsup       | Davis of Jasper   |
| Amos        | Davisson          |
| Baker       | of Eastland       |
| Bates       | Deglandon         |
| Beckworth   | Derden            |
| Bell        | Dickison          |
| Blankenship | England           |
| Boethel     | Felty             |
| Boyer       | Fielden           |
| Bradbury    | Fox               |
| Bradford    | Fuchs             |
| Bridgers    | Gibson            |
| Brown       | Hamilton          |
| Burton      | Hanna             |
| Cagle       | Harbin            |
| Callan      | Harbin            |
| Carssow     | Harper            |
| Cathey      | Harrell           |
| Cauthorn    | Harris of Archer  |
| Celaya      | Harris of Dallas  |
| Cleveland   | Harris of Dickens |

|                   |                    |
|-------------------|--------------------|
| Hartzog           | Newton             |
| Heflin            | Nicholson          |
| Holland           | Oliver             |
| Huddleston        | Patterson of Mills |
| Hull              | Patterson          |
| Hyder             | of Travis          |
| Jackson           | Petsch             |
| James             | Pope               |
| Johnson of Ellis  | Prescott           |
| Jones of Angelina | Ragsdale           |
| Jones of Falls    | Reed of Bowie      |
| Jones of Wise     | Reed of Dallas     |
| Keefe             | Rhodes             |
| Keith             | Roark              |
| Kelt              | Ross               |
| Kenyon            | Russell            |
| King              | Rutta              |
| Knetsch           | Schuenemann        |
| Lankford          | Settle             |
| Lanning           | Sharpe             |
| Leonard           | Shell              |
| Leyendecker       | Simpson            |
| Little            | Smith of Hopkins   |
| Loggins           | Smith              |
| London            | of Matagorda       |
| Lucas             | Stinson            |
| Mann              | Talbert            |
| Mauritz           | Tarwater           |
| Mays              | Tennant            |
| McCracken         | Tennyson           |
| McConnell         | Thornberry         |
| McDonald          | Thornton           |
| McKee             | Waggoner           |
| McKinney          | Walker             |
| Metcalfe          | Weldon             |
| Moffett           | Westbrook          |
| Monkhouse         | Wood               |
| Morris            | Worley             |
| Morse             |                    |

## Nays—1

Davison of Fisher

## Absent

|                   |                  |
|-------------------|------------------|
| Bond              | Leath            |
| Broadfoot         | McFarland        |
| Dean              | Palmer           |
| Dollins           | Quinn            |
| Farmer            | Reader           |
| Graves            | Riddle           |
| Hankamer          | Sewell           |
| Herzik            | Smith of Tarrant |
| Hoskins           | Stevenson        |
| Howard            | Stocks           |
| Johnson           | Vale             |
| of Tarrant        | Winfree          |
| Jones of Atascosa |                  |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

## HOUSE BILL NO. 1007 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1007, A bill to be entitled "An Act relating to marks and brands of live stock in Jasper and Newton Counties, requiring that each owner of any live stock mentioned in Chapter 1 of Title 121 of the Revised Civil Statutes of Texas of 1925, shall within six (6) months after this Act takes effect, have his mark and brand for such stock recorded at the office of the County Clerk of said Counties; without any cost to owner and providing that such owners shall so record such marks and brands whether heretofore recorded or not and that after the expiration of six (6) months from the taking effect of this Act all records of marks and brands now in existence in Jasper and Newton Counties shall no longer have any force or effect and that after the expiration of six (6) months only the records made after this Act shall be effective and considered the recorded marks and brands in said Counties; and further providing that the County Clerk shall publish this Act in some newspaper in general circulation in said Counties for a period of thirty (30) days, and declaring an emergency."

The bill was read third time.

Mr. Davis of Jasper offered the following amendment to the bill:

Amend the caption of House Bill No. 1007, the second line of the caption, by adding between the words "Counties" and "requiring" the following:

"; amending Article 6899 of the Revised Civil Statutes of Texas, by adding thereto a new Section to be known as Article 6899c;"

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1007 was then passed.

## HOUSE BILL ON FIRST READING

Mr. Pope moved to introduce, at this time, and have placed on first reading, House Bill No. 1047.

The motion prevailed by the following vote:

Yeas—108

|                   |                  |
|-------------------|------------------|
| Alexander         | Kenyon           |
| Alsup             | King             |
| Amos              | Knetsch          |
| Baker             | Lankford         |
| Bates             | Lanning          |
| Beckworth         | Leonard          |
| Bell              | Leyendecker      |
| Blankenship       | London           |
| Boethel           | Lucas            |
| Boyer             | Mann             |
| Bradbury          | Mauritz          |
| Bradford          | Mays             |
| Bridgers          | McConnell        |
| Broadfoot         | McCracken        |
| Brown             | McDonald         |
| Burton            | McKinney         |
| Cagle             | Metcalfe         |
| Callan            | Moffett          |
| Carsow            | Monkhouse        |
| Celaya            | Morris           |
| Cauthorn          | Morse            |
| Cathey            | Nicholson        |
| Cleveland         | Palmer           |
| Davis of Haskell  | Petsch           |
| Davis of Jasper   | Pope             |
| Davisson          | Prescott         |
| of Eastland       | Ragsdale         |
| Deglandon         | Reed of Bowie    |
| Derden            | Reed of Dallas   |
| Fielden           | Rhodes           |
| Fox               | Roark            |
| Fuchs             | Ross             |
| Gibson            | Russell          |
| Hamilton          | Schuenemann      |
| Hankamer          | Settle           |
| Hanna             | Sharpe           |
| Hardin            | Shell            |
| Harper            | Simpson          |
| Harrell           | Smith of Hopkins |
| Harris of Archer  | Smith            |
| Harris of Dallas  | of Matagorda     |
| Hartzog           | Smith of Tarrant |
| Heflin            | Stinson          |
| Holland           | Stocks           |
| Huddleston        | Talbert          |
| Hull              | Tarwater         |
| Hyder             | Tennant          |
| Jackson           | Tennyson         |
| James             | Thornberry       |
| Johnson of Ellis  | Thornton         |
| Jones of Angelina | Walker           |
| Jones of Falls    | Weldon           |
| Jones of Wise     | Westbrook        |
| Keefe             | Wood             |
| Kelt              | Worley           |

Nays—1

Patterson  
of Travis

Absent

|                   |                    |
|-------------------|--------------------|
| Adkins            | Keith              |
| Bond              | Leath              |
| Colquitt          | Little             |
| Davison of Fisher | Loggins            |
| Dean              | McFarland          |
| Dickison          | McKee              |
| Dollins           | Newton             |
| England           | Oliver             |
| Farmer            | Patterson of Mills |
| Felty             | Quinn              |
| Graves            | Reader             |
| Harbin            | Riddle             |
| Harris of Dickens | Rutta              |
| Herzik            | Sewell             |
| Hoskins           | Stevenson          |
| Howard            | Vale               |
| Johnson           | Waggoner           |
| of Tarrant        | Winfree            |
| Jones of Atascosa |                    |

Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Pope:

H. B. No. 1047, A bill to be entitled "An Act to authorize any number of tax-paying residents of any city, town, or other municipality or incorporated subdivision of the State, or any paying patron of any municipally owned public utility, to maintain an action for or on behalf of such city, town or other municipality or subdivision of the State, and/or the officials thereof, and/or the governing board thereof, to restrain the issuance of any illegal bonds or other unauthorized obligations, and/or to test the validity of any such bonds or other unauthorized obligations of the said city, town or other municipality or subdivision of the State, and/or to restrain the payment thereof, and/or to recover any and all monies that may have been illegally paid out by the officials or governing board of such city, town or other municipality or subdivision of the State, and to institute and maintain such actions whether the funds in question have been raised or are to be raised by taxation or assessment of property or by revenues from any of the publicly owned utilities of such city, town or municipality, or other incorporated subdivision

of the State; providing for service of citation in such suits upon all necessary or proper parties, for procedure, and costs of such suits, for the liberal construction of this Act, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

#### HOUSE BILL NO. 677 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 677, A bill to be entitled "An Act to amend Article 3137 of the Revised Civil Statutes of Texas changing the date of the canvassing the returns of the primary elections by the State Executive Committee, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 969, A bill to be entitled "An Act authorizing any subsidiary corporate body politic of the State to pay to the school district the sum or sums equivalent to the amount of bonded indebtedness at the time of the creation of said corporate body, and all other damages that may be sustained by such school district; provided further, that such corporate body may render for taxes, and pay said taxes to the school district for any properties not actually used by the corporate body for the purpose that such body was formed, and declaring an emergency." (With amendments.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

#### MESSAGE FROM THE SENATE

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 451, A bill to be entitled "An Act providing for the amount

that may be allowed by County Boards of Trustees to the County Superintendent of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special in conflict herewith, and declaring an emergency." (With amendments.)

H. B. No. 724, A bill to be entitled "An Act amending Section 1, Chapter 24, Acts of the Regular Session, Forty-third Legislature, providing and fixing compensation for County Commissioners in certain counties, and declaring an emergency."

H. B. No. 599, A bill to be entitled "An Act providing for the organization of cooperative, non-profit, membership corporations for the purpose of engaging in rural electrification; defining terms; defining the powers and duties of such corporations; providing for the number of incorporators; providing the manner in which such corporations may be organized and prescribing the contents of the articles of incorporation; prohibiting the use of the words 'Electric Cooperative' by other corporations; providing for the execution, filing and recording of articles of incorporation and for the renewal of articles of incorporation; . . . etc., and declaring an emergency."

H. B. No. 298, A bill to be entitled "An Act requiring any person using any trap or similar device to take any of the birds or animals of this State, upon the private lands of another person in Henderson County, to first obtain and have in his possession a written permit; providing other necessary regulations pertaining to the obtaining of such permit; providing that the failure to have in possession such valid permit shall be prima facie evidence of guilt; providing a suitable penalty for violation of any provision of this Act; providing that it shall be the duty of any peace officer operating in any county affected by the provisions of this Act to enforce the provisions of this Act and repealing all laws in so far as they conflict with any provision of this Act."

H. B. No. 367, A bill to be entitled "An Act granting to Mrs. Mary Esther Ramsey, and the legal representatives of the estate of Virgie Ramsey, deceased, permission to bring

suit against the State of Texas, and declaring an emergency."

H. B. No. 563, A bill to be entitled "An Act to prohibit the use of any trap, seine, or net of any kind for the purpose of taking or catching any fish in Bell County for a period of two years from and after the effective date of this Act; providing, however, that this Act shall not prohibit the use of a minnow seine in such County, and declaring an emergency."

(With amendments.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

#### HOUSE BILL NO. 896 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 896, A bill to be entitled "An Act making it unlawful to use any seine, net, gill net, trot line or other mechanical or physical device, except hook and line, for the purpose of fishing within the waters of certain navigation districts in Texas; providing that possession of such devices on the right-of-way or lands or premises of such navigation districts shall constitute prima facie proof of guilt; providing for the punishment of persons violating the provisions hereof, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 26 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 26, A bill to be entitled "An Act permitting abutting property owners along the public roads and highways of this State to cut any grass or grasses, and to cut or destroy any obnoxious weed and/or weeds growing along the right-of-way of any public road or highway of this State."

The bill was read second time.

Mr. Fuchs offered the following committee amendment to the bill:

Amend House Bill No. 26, by striking out everything below the enacting clause and inserting in lieu thereof the following:

"Section 1. Any property owner whose property abuts any public road

or highway of this State, or any other person with such owner's permission may, after having given at least five days' notice to the resident overseer of such district, cut any grass or grasses growing along that portion of the right-of-way which immediately abuts such owner's property; provided, however, that no person in exercising the right conferred by this Act shall in any way damage or destroy the right-of-way by using a plow.

"Section 2. The importance of this Act and the fact that the present law makes no provision for the arrest of Johnston and Bermuda grass along the public highways of this State and for the further fact that abutting property owners' should be permitted to protect their property from invasion of such obnoxious growths create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be and the same is hereby suspended and this Act shall be in full force and effect from and after its passage and it is so enacted."

The amendment was adopted.

Mr. Fuchs offered the following committee amendment to the bill:

Amend House Bill No. 26, by striking out everything above the enacting clause and inserting in lieu thereof the following:

"An Act permitting abutting property owners along the public roads and highways of this State to cut any grass or grasses, and to cut or destroy any obnoxious weed and/or weeds growing along the right-of-way of any public road or highway of this State, and declaring an emergency."

The amendment was adopted.

House Bill No. 26 was then passed to engrossment.

#### HOUSE BILL NO. 932 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 932, A bill to be entitled "An Act to fix the salaries and compensation of County Commissioners in counties with a taxable valuation of not less than Forty-seven Million, One Hundred Thousand (\$47,100,000.00) Dollars nor more than Forty-eight Million, One Hundred (\$48,100,000.00) Dollars taxable valuation according to

the valuation as shown on the County Tax Assessors rolls for county purposes, and providing for payment of such salaries and the funds from which such salaries shall be paid and repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 943 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 943, A bill to be entitled "An Act to amend Article IV of Chapter 495, Acts of the Forty-fourth Legislature, Third Called Session, by adding a new section to be inserted immediately following Section 9 thereof, which new section shall be known and cited as Section 9A providing that tax on notes and secured obligation shall be levied on only one of several contemporaneous instruments securing the same obligation, provided such shall be upon the instrument of greatest denomination, provided said exemption shall not apply to subsequent instruments securing said obligation, repealing all laws and parts of law in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Jones of Wise offered the following committee amendment to the bill:

Amend House Bill No. 943, by adding at the end of Section 1 the following sentences:

"Provided further that the affixing of the necessary stamps, as provided in this Section, shall entitle all such instrument or instruments to record in any record to which it or they may otherwise by law be entitled, and in the records of more than one county in the State, without the placing thereon, for each separate instrument or separate recording, of additional stamps, it being the intention hereof to levy such tax on each obligation to pay money, and not to tax each instrument securing payment of the same obligation or indebtedness. The clerk of the county where the taxed instrument or instruments is first recorded, shall, upon the request of the holder of such instrument or instruments, make proper certificate on

the copies of the instrument or instruments, showing that the tax has been paid on, and all necessary stamps have been affixed to, the original of such instrument or instruments; the clerk shall, upon making such certificate, charge therefor a fee not to exceed the sum of fifty (50) cents."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 943 was then passed to engrossment.

#### HOUSE BILL NO. 980 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 980, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, ensnare, kill or attempt to kill any wild deer, buck, doe, fawn or wild turkey in the Counties of Leon, Madison, Robinson, Brazos and Freestone; prescribing a penalty, and declaring an emergency."

The bill was read second time.

Mr. McDonald offered the following amendment to the bill:

Amend House Bill No. 980, by adding after the word "Freestone" in Section 1, line 5, the following: "Grimes, Milam, Lee and Burleson."

McDONALD,  
DEGLANDON,  
JAMES.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 980 was then passed to engrossment.

#### HOUSE BILL NO. 982 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 982, A bill to be entitled "An Act amending Section 1 of Chapter 129, page 356, Acts of the Regular Session of the Forty-fourth Legislature; repealing all laws, or parts of laws, in conflict herewith, and declaring an emergency."

The bill was read second time.



Mr. Nicholson offered the following amendment to the bill:

Amend House Bill No. 982, as printed, by striking out the following language from lines 18, 19, 20, 21, 22 and 23 of page one of said bill:

"Provided that if the population of any such county shall be in excess of one hundred thousand (100,000), and not in excess of one hundred and fifty thousand (150,000), said county shall contain two cities with population in excess of fifty thousand (50,000) inhabitants each according to the last preceding Federal Census."

JACKSON.

The amendment was adopted.

House Bill No. 982 was then passed to engrossment.

#### HOUSE BILL NO. 1004 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1004, A bill to be entitled "An Act providing that the Commissioners' Court of any county wherein the United States Government has or shall hereafter purchase at least twenty-five (25%) per cent in area of the land in said county for reforestation and other purposes, may, with the consent of the Board of County and District Road Indebtedness and the holders of at least eighty (80%) per cent of the bonds hereinafter described, refund, under the provisions of existing law, the road bonds of any such county or of any road district or political subdivision thereof; . . . etc., and declaring an emergency."

The bill was read second time.

Mr. McKinney offered the following amendment to the bill:

Amend House Bill No. 1004, by adding the words "or has designated a purchase unit of" after the word "purchase" in the second line thereof and before the words "at least" in the third line thereof; and amend the caption of said House Bill No. 1004 to conform thereto.

McKINNEY,  
WESTBROOK.

The amendment was adopted.

House Bill No. 1004 was then passed to engrossment.

#### HOUSE BILL NO. 1009 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1009, A bill to be entitled "An Act to authorize the Board of Directors of the Agricultural and Mechanical College of Texas to establish and maintain a horticultural and agricultural experiment station at some point within the limits of the El Paso irrigated valley in the State of Texas for the purpose of making scientific investigations and experiments in the production of cotton, alfalfa, and farm crops, etc., . . . and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1027 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1027, A bill to be entitled "An Act amending Article 7261 by transferring the duty of certifying to the correctness of the report of the County Collector from the County Clerk to the County Auditor in those counties having a County Auditor, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1023 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1023, A bill to be entitled "An Act creating a special road law for Jeff Davis County, Texas, providing that said County may fund or refund the indebtedness outstanding against its road and bridge fund as of February 1, 1937, setting forth the method of operation; validating all acts and proceedings heretofore had by the Commissioners Court of said County and officers thereof in respect to the funding or refunding of said indebtedness; validating certain items of indebtedness heretofore authorized by said Commissioners Court; providing this law shall be cumulative of general laws on the subject of roads and bridges and general laws on funding and refunding bonds, not in conflict herewith; enacting provisions in-

cident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1028 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1028, A bill to be entitled "An Act prohibiting the taking of certain fish in the waters of Travis County during the months of February, March and April; providing means, methods and devices for taking fish; providing size limits, bag limits and possession limits; permitting the use of seines and nets for certain species; prohibiting the sale, or the taking for the purpose of selling, of any fish taken from the waters of Travis County; providing a penalty for violation of this Act; repealing all laws in conflict with this Act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1029 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1029, A bill to be entitled "An Act amending Article 3902 as amended by Acts, 1935, Forty-fourth Legislature, Second Called Session, page 1762, by adding thereto another section to be designated as Section 7, providing that in counties of a population bracket of not less than 39,496 and not more than 40,000, First Assistant County Attorneys shall receive a salary of from \$1,620.00 to \$1,920.00 per annum, to be determined by the Commissioners' Court, and declaring an emergency."

The bill was read second time.

Mr. Hanna offered the following committee amendment to the bill:

Amend House Bill No. 1029, by inserting after the words "Commissioners' Court of the County" at the end of Section 1 the following:

"The amount of the salary shall be paid on the first of each month and twelve (12) equal monthly payments."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1029 was then passed to engrossment.

#### HOUSE BILL NO. 1021 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1021, A bill to be entitled "An Act fixing and limiting expenses of candidates for Representative in the State Legislature in primary election in counties of more than 300,000 inhabitants, according to the last preceding Federal Census; . . . etc., and repealing all laws in conflict with the provisions of this Act, but not otherwise."

The bill was read second time.

Mr. McCracken offered the following amendment to the bill.

Amend House Bill No. 1021, strike out words and figures "three hundred thousand" wherever they occur in the bill and insert in lieu thereof the words and figures "two hundred ninety thousand".

READER,  
McCRACKEN,  
DICKISON,  
CARSSOW.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1021 was then passed to engrossment.

#### SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 447, to the Committee on State Affairs.

Senate Bill No. 448, to the Committee on Highways and Motor Traffic.

Senate Bill No. 177, to the Committee on Counties.

Senate Bill No. 422, to the Committee on Municipal and Private Corporations.

## ADJOURNMENT

Mr. McCracken moved that the House recess until 10:00 o'clock a. m., tomorrow.

Mr. Jones of Wise moved that the House adjourn until 10:00 o'clock a. m., Wednesday, March 31.

The motion to adjourn was lost.

Question recurring on the motion to recess, yeas and nays were demanded.

The roll of the House was called, and the vote announced, as follows:

## Yeas—46

|                    |                    |
|--------------------|--------------------|
| Alexander          | Keith              |
| Beckworth          | Knetsch            |
| Boethel            | Lankford           |
| Boyer              | Leonard            |
| Bradford           | Leyendecker        |
| Broadfoot          | Little             |
| Burton             | Mauritz            |
| Carssow            | McCracken          |
| Cathey             | Morse              |
| Cauthorn           | Patterson of Mills |
| Celaya             | Patterson          |
| Derden             | of Travis          |
| Fox                | Reed of Bowie      |
| Fuchs              | Rhodes             |
| Gibson             | Ross               |
| Hankamer           | Russell            |
| Hardin             | Sharpe             |
| Harris of Dallas   | Stinson            |
| Holland            | Talbert            |
| Hull               | Tennant            |
| Jackson            | Tennyson           |
| James              | Thornton           |
| Johnson of Ellis   | Walker             |
| Johnson of Tarrant |                    |

## Nays—27

|                   |                  |
|-------------------|------------------|
| Amos              | Keefe            |
| Bond              | Kelt             |
| Bradbury          | King             |
| Callan            | Lanning          |
| Davison of Fisher | London           |
| Davisson          | Lucas            |
| of Eastland       | Metcalf          |
| Deglandon         | Moffett          |
| England           | Nicholson        |
| Hamilton          | Palmer           |
| Harbin            | Roark            |
| Harris of Archer  | Smith of Tarrant |
| Hoskins           | Thornberry       |
| Jones of Wise     | Weldon           |

## Absent

|        |             |
|--------|-------------|
| Adkins | Bates       |
| Alsup  | Bell        |
| Baker  | Blankenship |

|                   |                  |
|-------------------|------------------|
| Bridgers          | McFarland        |
| Brown             | McKee            |
| Cagle             | McKinney         |
| Cleveland         | Monkhouse        |
| Colquitt          | Morris           |
| Davis of Haskell  | Newton           |
| Davis of Jasper   | Oliver           |
| Dean              | Petsch           |
| Dickison          | Pope             |
| Dollins           | Prescott         |
| Farmer            | Quinn            |
| Felty             | Ragsdale         |
| Fielden           | Reader           |
| Graves            | Reed of Dallas   |
| Hanna             | Riddle           |
| Harper            | Rutta            |
| Harrell           | Schuenemann      |
| Harris of Dickens | Settle           |
| Hartzog           | Sewell           |
| Heflin            | Shell            |
| Herzik            | Simpson          |
| Howard            | Smith of Hopkins |
| Huddleston        | Smith            |
| Hyder             | of Matagorda     |
| Jones of Angelina | Stevenson        |
| Jones of Atascosa | Stocks           |
| Jones of Falls    | Tarwater         |
| Kenyon            | Vale             |
| Leath             | Waggoner         |
| Loggins           | Westbrook        |
| Mann              | Winfree          |
| Mays              | Wood             |
| McConnell         | Worley           |
| McDonald          |                  |

## Absent—Excused

|         |        |
|---------|--------|
| Kern    | Powell |
| Langdon | Skaggs |

Mr. Metcalfe raised the point of order, that there was not a quorum voting.

The Speaker sustained the point of order.

On motion of Mr. Metcalfe, the House, at 10:50 o'clock p. m., adjourned until 10:00 o'clock a. m., Wednesday, March 31.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Banks and Banking: House Bill No. 480; Senate Bill No. 46.

Congressional and Legislative Districts: House Bill No. 17.

Constitutional Amendments: House Joint Resolutions Nos. 36 and 48.

Counties: Senate Bill No. 423.

Education: House Bills Nos. 1036, 1041 and 177.

Game and Fisheries: House Bill No. 1045.

Highways and Motor Traffic: House Bills Nos. 1005, 1042 and 1043; Senate Bill No. 12.

Insurance: Senate Bill No. 121.

Judiciary: House Bills Nos. 192, 918 and 938.

Judicial Districts: House Bill No. 1026; Senate Bills Nos. 332, 430, 431 and 432.

State Affairs: House Bills Nos. 774 and 591; Senate Bill No. 130; House Concurrent Resolutions Nos. 79, 80 and 81.

The Committee on Constitutional Amendments filed an adverse report, with a minority favorable report, on House Joint Resolution No. 34.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1042, A bill to be entitled "An Act amending Section 2, House Bill No. 32, Chapter 23, page 151, Acts of the Forty-first Legislature, 5th Called Session, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 30, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 4, A bill to be entitled "An Act providing a title for the Act; providing for the imposition of a franchise tax; providing that certain corporations shall be exempt from the Act but requiring the exemption to be proven by the claimant; and repealing all existing exemptions or

special credits; providing definitions for certain words, terms and phrases; providing certain deductions in computing net income; providing certain unallowable deductions; providing a method of computing the net income of insurance corporations; providing for the use of fiscal or calendar accounting periods; providing for the filing of returns by taxpayers; providing for the computation of the tax of new corporations; providing for the use of inventories in determining net income; providing a basis for ascertaining gain or loss either from sale, exchange or other disposition of property; providing procedure relative to installment sales; providing for the computation of a minimum tax; providing methods of allocating the net income and minimum tax base of a corporation; providing that Secretary of State shall have power to determine income or assets in special cases; providing for taxes when no return filed; providing for liability of receivers, liquidators, referees, trustees or other fiduciaries; providing for a tax lien; providing for penalties for failure to file return or failure to pay tax or the making of false returns; providing for suspension of right to do business where tax not paid; providing for revival of right to do business; providing for assessment of deficiency tax; providing for hearing by Secretary of State and appeal to State Tax Board; providing that Attorney General shall sit as member of State Tax Board on appeals from Secretary of State; providing for examination by Secretary of State; providing for administration of Act by Secretary of State and appointment of Franchise Tax Commissioner; providing an appropriation of Ninety Thousand (\$90,000) Dollars; providing for computation for first year under this Act and providing first tax to be due May 1, 1937; providing for the repeal of all laws and parts of laws in conflict with this Act, and especially Chapter 3 of Title 122 of Revised Statutes of 1925, as amended; providing that the provisions of the Act are severable, and declaring an emergency, etc."

Has carefully compared same and finds it correctly engrossed.

WESTBROOK, Vice Chairman.